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NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 31st May, 1962 :—

Issue No.	No. and Date	Issued by	Subject
209	S.O. 1618, dated 25th May, 1962.	Election Commission, India.	List of contesting candidates by election to the House of the People from the Tumkur Parliamentary Constituency.
210	S.O. 1619, dated 25th May, 1962.	Ministry of Mines & Fuel.	Acquisition of the lands and mining rights in the locality specified in the Schedule appended.
211	S.O. 1620 dated 25th May, 1962.	Ministry of Information and Broadcasting.	Approval of film specified therein.
212	S.O. 1621, dated 26th May, 1962.	Ministry of Transport and Communications.	The Indian Telegraph (Fourth Amendment) Rules, 1962.
213	S.O. 1622, dated 28th May, 1962.	Ministry of Law	Corrigendum to S.O. 1537, dated 14th May, 1962, published at pages 996, of the Gazette of India Extraordinary Part II-3(ii), dated 14-5-1962.
214	S.O. 1622, dated 30th May, 1962.	Ministry of Labour and Employment.	Fixation of 1st day of June, 1962, as the date on which the Dock Workers (Regulation of Employment) Amendment Act, 1962 shall come into force.
215	S.O. 1711, dated 31st May, 1962.	Ministry of Commerce and Industry.	Amendment in the S.O. 1220, dated the 30th May, 1961, as amended by No. S.O. 1098 dated the 5th April, 1962.
216	S.O. 1712, dated 31st May, 1962.	Election Commission, India.	Election of Shri J. B. Hagjer to the Assam Legislative Assembly.

Issue No.	No. and Date	Issued by	Subject
	S.O. 1713, dated 31st May, 1962.	Election Commission, India	Fixation of dates for nominations, for scrutiny of nominations, for the withdrawal of candidatures, for polling and completion of election.
	S.O. 1714, dated 31st May, 1962.	Ditto	Designating the Secretary, Assam Legislative Assembly, Shillong to be the Returning Officer.
	S.O. 1715, dated 31st May, 1962.	Ditto	Appointment of Shri K. K. Mehdi as Assistant Returning Officer.
	S.O. 1716, dated 31st May, 1962.	Ditto	Fixation of polling hours from 10.00 A.M. to 3.00 P.M.

Copies of the Gazette Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

PART II—Section 3—Sub-section (ii)

Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administration of Union Territories).

ELECTION COMMISSION, INDIA

New Delhi, the 5th May 1962

S.O. 1722.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the names of the persons shown in column 1 of the Schedule below who having been contesting candidates for election to the House of the People from the constituency specified in the corresponding entries in column 2 thereof, at the election held in 1962 have, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, failed to lodge any accounts of their election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951 on the expiration of two months from the date of the said decision.

SCHEDULE

Name of contesting candidates	Name of constituency
1	2
Shri Dasrath Prasad Chaudhary, Rajani Chowk, P.O. Bhatta, Dist. Purnea, Bihar	Purnea
Shri Rishi Kant Jha, Village Chakla, P.O. Banmankhi, Dist. Purnea, Bihar	Purnea

S.O. 1723.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the names of the persons shown in column 1 of the Schedule below who having been contesting candidates for election to the House of the People from the constituency specified in the corresponding entries in column 2 thereof, at the election held in 1962 have, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any accounts* of their election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951 on the expiration of two months from the date of the said decision.

SCHEDULE

Names of contesting candidates	Name of constituency
1	2
Shri Sachidanand Trigunait, P.O. Malkera, Katras, Dhanbad.	Dhanbad
Shri Kamta Prasad Mahto, Kurchi, P.O. Gobindpur, Dhanbad.	Dhanbad

[No. BR-P/46/62(7).]

New Delhi, the 7th May 1962

S.O. 1724.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Election Rules, 1961, the Election Commission hereby notifies the names of the person shown in column 1 of the Schedule below who having been contesting candidate for election to the House of the People from the constituency specified in the corresponding entries in column 2 thereof, at the election held in 1962 have, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any accounts* of their election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951 on the expiration of two months from the date of the said decision.

SCHEDULE

Names of the contesting candidates	Name of constituency
1	2
Shri Keshava Rishideo, Vill. Barhonahori Dumka, P.O. Sahlamnagar, Distt. Saharsa, Bihar.	Sonbarsa
Shri Kirai Mushar, At. & P.O. Murho, Distt. Saharsa, Bihar.	Sonbarsa
Shri Bhikhan Rajak, At. & P.O. Sonbasa, Distt. Saharsa, Bihar.	Sonbarsa
Shri Bateshwar Sada, At. & P.O. Sonbarsa, Distt. Saharsa, Bihar.	Sonbarsa

[No. BR-P/20/62(14).]

S.O. 1725.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any account* of his election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951 on the expiration of two months from the date of the said decision.

SCHEDULE

Name of contesting candidate	Name of constituency
1	2
Shri Bishnu Prasad Rabha, Tezpur Town, Ward No. 4, P.O. Tezpur, District Darrang, Assam.	Goalpara.

[No. AS-P/5/62(3).]

S.O. 1726.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the names of the persons shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in the corresponding entries in column 2 thereof, at the election held in 1962 have, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any accounts* of their election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951 on the expiration of two months from the date of the said decision.

SCHEDULE

Names of contesting candidates	Name of constituency
1	2
Shri Razaque Ali, Village Poishara, P.O. Ghograpar, District Kamrup (Assam).	Barpeta.
Shri Hitesh Deka, Village Dehangarigaon, P.O. Jhalukbari, District Kamrup (Assam).	Barpeta.
Shri Bibhuti Bhusan Tarafder, P.O. Barpeta, District Kamrup (Assam).	Barpeta.
Sayed Mahboobullah, Sir Saadullah Road, P.O. Gauhati, Assam.	Barpeta.

[No. AS-P/7/62(4).]

New Delhi, the 25th May 1962

S.O. 1727.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the names of the persons shown in column 1 of the Schedule below who having been contesting candidates for election to the House of the People from the constituency specified in the corresponding entries in column 2 thereof, at the election held in 1962 have, in

accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, failed to lodge the accounts of election expenses in the manner required by law and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name of contesting candidates	Name of constituency
1	2
Shri D. Muniswamy, S/o Doddappa, Taluk Board Member, Janugutta, Kamasandra Hobli, Bangarpet Taluk.	Kolar
Shri K. Venkatappa, S/o Erappa, Kaverahalli, House No. 10, Kyasamballa Post, via Robertsonpet (K.G.F.).	Kolar

[No. MY-HP/21/62(3)/43739.]

New Delhi, the 29th May 1962

S.O. 1728.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the names of the persons shown in column 1 of the Schedule below who having been contesting candidates for election to the House of the People from the constituency specified in the corresponding entries in column 2 thereof, at the election held in 1962 have, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, failed to lodge the accounts of election expenses within the time and in the manner required by law and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

Schedule

Names of contesting candidates	Name of constituency
1	2
Shri Desha Ranjan Nath, Village Narsinghapur I, P.O. Narsinghapur, District Cachar, Assam.	Cachar.
Shri Sena, Khatla Lane, P.O. Aijal, Assam.	Cachar.

[No. AS-P/1/62(5).]

S.O. 1729.—Whereas the election of Shri David Munzri as a member of the House of the People from the Lohardaga constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Kartik Oraon, son of late Shri Jawra Oraon, Purani Ranchi, P.S. Ranchi (Bihar).

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of

the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri Saiyed Bahauddin Ahmad, Judicial Commissioner, Chhotanagpur, as the member of the Election Tribunal for the trial of the said petition and Ranchi as the place where the trial of the petition shall be held.

[No. 82/325/62.]

S.O. 1730.—Whereas the election of Shri Kure Mate as a member of the House of the People from the Tikamgarh constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Rilli Chamar S/o Shri Sunne Chamar, Ward No. 6, Naraiya Muhal, Tikamgarh (Madhya Pradesh).

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on the respondent under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri R. S. Doongaji, District Judge, Chhatarapur as the member of the Election Tribunal for the trial of the said petition and Chhatarpur as the place where the trial of the petition shall be held.

[No. 82/318/62.]

S.O. 1731.—Whereas the election of Shrimati Maimuna Sultan as a member of the House of the People from the Bhopal constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Om Prakash, S/o Pt. Ram Sarup, 15, Dewan Hall, Chandni Chowk, Delhi;

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on the respondent under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri S. M. N. Raina, District Judge, Hoshangabad, as the member of the Election Tribunal for the trial of the said petition and Hoshangabad as the place where the trial of the petition shall be held.

[No. 82/322/62.]

New Delhi, the 30th May 1962

S.O. 1732.—Whereas the election of Shri Satya Prakash as a member of the House of the People from the Bilaspur constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Bashir Ahmed Qureshi, Son of Shri Late Lal Mohammed, Gondpara, Bilaspur, Tehsil and District Bilaspur (Madhya Pradesh);

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on the respondent under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 89 of the said Act, the Election Commission hereby appoints Shri G. P. Tiwari, District Judge, Durg, as the member of the Election Tribunal for the trial of the said petition and Rajnandgaon as the place where the trial of the petition shall be held.

[No. 82/40/62.]

S.O. 1733.—Whereas the election of Shri Shashi Ranjan Prasad Sahu as a member of the House of the People from the Pupri constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Harikishore Singh,

son of Shri Jugal Kishore Singh, Vill. & P.O. Chamanpur, P.S. Sheohar, District Muzaffarpur;

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri Shyam Nandan Prasad, Distt. & Sessions Judge, Muzaffarpur as the member of the Election Tribunal for the trial of the said petition and Muzaffarpur as the place where the trial of the petition shall be held.

[No. 82/130/62.]

S.O. 1734.—Whereas the election of Shri Gurugobinda Basu as a member of the House of the People from the Burdwan constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Sankari Prasad Ghosal, Village Bagila, P.O. Bagila, P.S. Memari, Distt. Burdwan, West Bengal and Shri Narayan Chandra Ghosh, Rashbehari Ghosh Road (South) Mahalla, P.S. & District Burdwan, West Bengal;

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri Santosh Kumar Chakrabortti, Distt. Judge, Bankura, as the member of the Election Tribunal for the trial of the said petition and Bankura as the place where the trial of the petition shall be held.

[No. 82/111/62.]

New Delhi, the 31st May 1962

S.O. 1735.—Whereas the election of Shri Surya Prasad as a member of the House of the People from the Bhind constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Atamdas, son of Shri Jiwandas, Hem Singh Ki Parade, Lashkar, (Madhya Pradesh).

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri R. S. Agarwal, District Judge, Guna, as the member of the Election Tribunal for the trial of the said petition and Guna as the place where the trial of the petition shall be held.

[No. 82/319/62.]

S.O. 1736.—Whereas the election of Shri Mohanlal Bakliwal as a member of the House of the People from the Durg constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Vishwanath Yadav Tamaskar, Advocate, Durg, Madhya Pradesh;

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri G. P. Tiwari, District Judge, Durg as the member of the Election Tribunal for the trial of the said petition and Rajnandgaon as the place where the trial of the petition shall be held.

[No. 82/321/62.]

S.O. 1737.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962, has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any account* of his election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name and address of contesting candidate	Serial No. and name of constituency
1	
Shri Pochiraju Nagabhushana Rao, Thamballagunta Street, Kavali, Andhra Pradesh.	19-Kavali

[No. AP-HP/19/62(4)/41157.]

New Delhi, the 1st June 1962

S.O. 1738.—Whereas the election of Shri Umashankar as a member of the House of the People from the Mandsaur constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Basantilal, son of Shri Rattanlal Jain, Mandsaur;

And Whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri C. N. Sewak, District Judge, Ratlam, as the member of the Election Tribunal for the trial of the said petition and Ratlam as the place where the trial of the petition shall be held.

[No. 82/213/62.]

By Order,

K. K. SETHI, Under Secy.

New Delhi, the 19th May 1962

S.O. 1739.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge his accounts of election expenses within the time required by law* and will accordingly become subject to the disqualification under clause (c) of section 7 of the representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name of contesting candidate	Name of constituency
1	2
Shri Pendse Lalji Moreswar, M.H. No. 196, Brahman Sabha Building, No. 2, First Floor, Room No. 8,) Charni Road, Bombay-4.	Bombay City South.

[No. MT-HP/1/62(2)/41373.]

S.O. 1740.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any account* of his election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name and address of contesting candidate	Serial No. and name of constituency
1	2
Shri Ramji Shivnarayan, M.H. No. 25, Ishwarlal Patel Bldg., Station Road, Kurla.	Bombay City North.

[No. MT-HP/4/62(3)/41380.]

S.O. 1741.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any account* of her election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name and address of contesting candidate	Serial No. and name of constituency
1	2
Shri Waghmare Bhagwan Mansaran, Daroga Plots, Amravati.	Amravati.

[No. MT-HP/30/62(5)/41391.]

New Delhi, the 22nd May 1962

S.O. 1742.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any account* of his election expenses and will accordingly become subject to the disqualification under clause (c) of section 7

of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name and address of contesting candidate	Serial No. and name of constituency
1	2
Shri Batane Baburao Vishwanath, 95, Gurwar Peth, Karad, District Satara.	Karad.

[No. MT-HP/16/62(4)/41400.]

New Delhi, the 24th May 1962

S.O. 1743.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, failed to lodge his account of election expenses in the manner required by law and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name and address of contesting candidate	Serial No. and name of constituency
1	2
Shri Sonavane Tukaram Manku, At & Post Dhond, Ward No. 1, Taluka Dhond, District Poona.	Baramati.

[No. MT-HP/9/62(6)/41396.]

New Delhi, the 29th May 1962

S.O. 1744.—Whereas the election of Shri Rishang as a member of the House of the People from the Outer Manipur constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Sibho Larho of Punanamel, P.O. Mao, Manipur;

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri Chandra Prakash-I, District Judge, Manipur, as the member of the Election Tribunal for the trial of the said petition and Imphal as the place where the trial of the petition shall be held.

[No. 82/341/62.]

By Order,

V. RAGHAVAN, Under Secy.

New Delhi, the 19th May 1962

S.O. 1745.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the names of the persons shown in column 1 of the Schedule below who having been contesting candidates for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962 have, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, failed to lodge any account of their election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Names and addresses of contesting candidates	Serial No. and name of constituency.
1	2
1. Shri Jhinkoo, Village Sikridih Buzurg, Post Sikriganj, District Gorakhpur.	Bansgaon.
2. Shri Bansraj, Village Deoria, Post Maheta, District Gorakhpur.	Bansgaon.
3. Shri Santoo, Village Kansila, Post Sirsi, District Basti.	Bansgaon.

[No. UP-HP/38/62(25).]

S.O. 1746.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the names of the persons shown in column 1 of the Schedule below who having been contesting candidates for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962 have, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, failed to lodge any account of their election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Names and address of contesting candidates	Serial No. and name of constituency
1	2
1. Shri Adhatam, Village Nirupur, P.O. Haldi, District Ballia.	Ballia
2. Shri Raj Narayan, Village Kodarha Naubrar, P.O. Jai Prakash Nagar, District Ballia.	Ballia

[No. UP-HP/47/62(26).]

New Delhi, the 22nd May 1962

S.O. 1747.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge his accounts of election expenses in the manner* required by law and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name of contesting candidates	Name of constituency
1	2
Shri Aron P. C., Madhinath Road, Bareilly.	Bareilly

[No. UP-HP/11/62(23).]

S.O. 1748.—In pursuance of sub-rule (5) of rule 89 of the Conduct of Elections Rules, 1961, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in the corresponding entry in column 2 thereof, at the election held in 1962 has, in accordance with the decision given today by the Election Commission under sub-rule (4) of the said rule, *failed to lodge any account* of his election expenses and will accordingly become subject to the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, on the expiration of two months from the date of the said decision.

SCHEDULE

Name and address of contesting candidate	Serial No. and name of constituency
1	2
Shri Raja Ram (Vaidya alias ARK IIII), Kothi Ark No. 4, City Station Road, Bareilly.	Bareilly

[No. UP-HP/11/62(24).]

New Delhi, the 28th May 1962

S.O. 1749.—It is hereby notified for general information that the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, incurred by the person whose name and address are given below, as notified under notification No. UP-HP/43/62(8), dated the 23rd April, 1962, has been removed by the Election Commission in exercise of the powers conferred on it by the said clause and section of the said Act:—

Shri Saryu Prasad Misra,
Kshatriya Boarding House,
Deoria.

[No. UP-HP/43/62(8-R).]

New Delhi, the 30th May, 1962.

S.O. 1750.—In pursuance of the provisions of sub-section (1) of section 86 of the Representation of the People Act, 1951, the Election Commission hereby publishes a copy of the Election Petition No. 348 of 1962, presented to the Commission on the 14th May, 1962, under section 81 of the said Act, by Shri Daryodhan, son of Shri Devi Charan, M.L.A., (U.P.), village Bhitauli, P. O. Bhitauli, District Gorakhpur, calling in question the election of Shri Sita Ram to the Council of States by the elected members of the Uttar Pradesh Legislative Assembly.

Presented to me by Shri Daryodhan, whose signature has been obtained in the margin and attested as having been signed before me this the fourteenth day of May, One Thousand Nine Hundred and Sixty two.

Sd./- DARYODHAN,
Attested

Sd./- K. K. SETHI, Under Secy.
Election Commission, India.
14-5-62.

Sd./- K. K. SETHI, Under Secy.
Election Commission India.
14-5-1962.

BEFORE THE ELECTION COMMISSION,
NEW DELHI

ELECTION PETITION No. 348 OF 1962.

Daryodhan s/o Devi Charan,
M.L.A. (U.P.).
Village Bhitauli, P.O. Bhitauli,
Distt., Gorakhpur.—*Petitioner.*

Versus.

1. Shri Sitaram,
2. Shrimati Anis Kidwai,
3. Shri Gaure Mura Hari,
4. Shri Chandra Shekhar,
5. Shri Dharam Prakash,
6. Shrimati Uma Nehru,
7. Shri C. D. Pande,
8. Shri Lila Dhar,
9. Shri Atal Bihari Vajpayee,
10. Shri Prakash Narain Sapru,
11. Shri Madan Mohan Singh Siddhu,
12. Shri Hafiz Mohammad Ibrahim,

all members of the Council of States c/o Office of the Rajya Sabha,
Secretariat, New Delhi.—*Respondents.*

Election petition under Section 81, Representation of the People Act, 1951, calling in question the election of Shri Sitaram, Respondent No. 1, to the Council of States by the members of the Uttar Pradesh legislative assembly at the election held in April, 1962.

The humble petition of the petitioner respectfully sheweth as follows:—

(1) The Uttar Pradesh legislative assembly as also legislative assemblies of other states in the territory of India was reconstituted as a result of the third general elections held in February and March, 1962, all over the country.

(2) The relative strength of various parties and independents in the reconstituted U.P. Legislative Assembly, according to a list of members (Sl. No. 2) issued by the U.P. Legislative Assembly secretariat, Lucknow, is as under:—

1. Congress	..	249
2. Bhartiya Jan Sangh	..	49
3. Praja Socialist Party	..	38
4. Socialist Party	..	24
5. Swatantra Party	..	15
6. Communist Party	..	14
7. Republican Party	..	8
8. Hindu Mahasabha	..	2
9. Independent (including one nominated)	..	32
TOTAL	..	431

(3) For the purpose of filling the seats of members of the Council of States retiring on the expiration of their terms of office, the President of India issued a notification dated 7th March, 1962, published in the gazette of India declaring that twelve seats, as regards the state of Uttar Pradesh, were vacant and called upon the members of the Uttar Pradesh legislative assembly to elect members to fill those seats.

(4) To implement the said notification, the Election Commission fixed the election programme by another notification of the said date, similarly published, appointing—

- 14th March, 1962, as the last date for filing nominations,
- 16th March, 1962, as the date for scrutiny of nominations,
- 19th March, 1962, as the last date for the withdrawal of candidatures,
- 29th March, 1962, as the date of poll,

and appointed the secretary to the U.P. legislative assembly the returning officer for the said election.

(5) There were fifteen contesting candidates who went to poll for the said twelve seats, namely the twelve respondents, Shri H. N. Kunzru, Shri Kail Shanker and Shri Ram Singh.

(6) The poll took place on 29th March 1962, the appointed date and the returning officer announced the result soon after on the same day, declaring the twelve respondents as having been duly elected.

(7) At the said election, respondent No. 1 stood as an independent respondent, Shri Atal Bihari Vajpayee as a candidate for the Bhartiya Jan Sangh, Shri Chandra Shekhar as the candidate for the Praja Socialist Party and Shri Gaure Mura Hari for the Socialist Party. The Swatantra Party did not set up any candidate.

(8) The elections were held in accordance with the system of proportional representation by means of the single transferable vote as required by Art. 80(4) of the Constitution and the quota sufficient to secure the return of a candidate at the election was ascertained to be 34 (thirty four) under R. 76, of the Conduct of Elections Rules, 1961.

(9) The first preference votes obtained by some candidates, relevant for the purposes of the petition, are these:

Shri Sita Ram respondent No. 1 (Independent)	..	40
Shri Atal Bihari Vajpayee (Jan Sangh)	..	38
Shri Chandra Shekhar (P.S.P.)	..	31
Shri Gaure Mura Hari (Socialist Party)	..	23
Shri H. N. Kunzru (Independent candidate)	..	4

(10) The respondent No. 1, Shri Sita Ram is a multi-millionaire industrialist of Cawnpore, but has no record of public service in any sphere, and he entered the political field as an adventurer for the first time, depending on his wealth

available for lavish expenditure and for bribing the electors as his sole resource to win the election.

(11) Other parties issued mandates, as was natural, to their members to vote for the party candidates. Bhartiya Jan Sangh, having set up only one candidate, was in a position to spare votes whereas the Swatantra Party had no chance or reasonable prospect of success for any candidate set up by it. The Praja Socialist Party had sufficient voting strength but its candidate actually obtained 31 first preference votes, having lost 6 such votes of its own party members apart from loss of one vote of an absent member. The Socialist Party also lost one such vote of its members, having secured 23 first preference votes only.

(12) Shri H. N. Kunzru has been a public worker all his life and is well known and appreciated by the people for his selfless service to various educational, philanthropic and political causes, yet he got 4 (four) first preference votes only.

(13) In securing the highest number of first preference votes, Shri Sita Ram, respondent No. 1, purchased them by bribing electors individually as well as certain parties, notably the Bhartiya Jan Sangh. Some attempts to bribe individual electors were also made but they failed. Total expenses incurred by him, by himself or through his agents, exceeded the prescribed limit of Rs. 25,000/- [R.90(1)(a)]. His election is liable to be set aside for having committed the corrupt practices of bribery, undue influence and incurring or authorising of expenditure in contravention of S. 77, defined and specified in S. 123(1)(A), S.123(2), S.123(6), R.P.A. 1951 respectively.

(14) Particulars of instances of the corrupt practice of bribery committed by the returned candidate, Shri Sita Ram, respondent No. 1, and by his agents and other persons with his consent are set out below:—

(a) Between 19th and 28th March, 1962, or thereabout, the respondent No. 1, entered into an alliance with the Bhartiya Jan Sangh party through its officers, under which he paid a sum of Rs. 50,000 (Fifty thousand) to the party or its officers and in consideration thereof that party parted with eleven first preference votes which it could easily spare, reserving 38 instead of 34 votes by way of abundant caution for its own candidates and is reported to have actually obtained eleven first preference votes of electors belonging to the said party. The respondent No. 1, availing of the good offices of the Bhartiya Jan Sangh party and its officers also secured fourteen votes of the members of the Swatantra Party. In consideration thereof, the Bhartiya Jan Sangh agreed to support the candidate of the Swatantra Party at the U.P. Legislative Council by asking its members to vote for him at the said election and this support was actually given. Shri Virendra Shah, alias Raja of Jagammanpur, was the Swatantra Party's candidate at the legislative council election held on 16th April, 1962 and was declared duly elected.

This gift of Rs. fifty thousand was made by the respondent No. 1 to the Bhartiya Jan Sangh Party, its Officers and members with the object of inducing them to vote for him at the Council of States election and with the object of securing the votes of the members of the Swatantra Party for himself.

By means of this particular instance of corrupt practice, the respondent No. 1 secured 11 (Jan Sangh) plus 14 (Swatantra) invalid votes which ought to have been excluded from counting.

(b) Between 24th and 29th March, 1962, the respondent No. 1, with his agents and supporters (Mr. Sita Ram Bhowsingka may be mentioned in particular) was seen visiting various electors, staying in the Royal Hotel, Darulshafa, Old Councilors Residence and other places of residence of the members of the Legislative Assembly, carrying a small leather hand-bag, presumably containing large quantities of currency notes and money passed at such meetings with the electors mentioned below. According to information obtained by the petitioner, particulars of electors and the amount of money paid to some are these:—

- (1) 386 Nek Ram Sharma (Independent)—Rs. one thousand.
- (2) 65 Het Ram (P.S.P.)—Rs. two thousand.
- (3) 95 Sri Kandhai (Independent)—Rs. one thousand.
- (4) 112 Pancham (Independent)—Rs. fifteen hundred.
- (5) 158 Sri Mahadeo (Independent)—Rs. one thousand.

- (6) 175 Ram Adhar Kanaujia (Independent)—Rs. two thousand.
- (7) 160 Jagdamba Pershad (Independent)—Rs. twenty-five hundred.
- (8) 374 Banwari Lal Vipr (Republican Party)—Rs. fifteen hundred.
- (9) 362 Ganga Pershad (Hindu Mahasabha)—Rs. two thousand.

N.B.—Numbers refer to the serial number of the second list of members of the U.P. State Assembly.

(c) There was defection to the extent of six votes on the part of the members of the Praja Socialist Party, contrary to the party's express mandate to them to give their first preference votes for its candidate. In the result he got only 31 first preference votes and succeeded with difficulty on account of getting some second or third preference votes. It is understood that some votes of these defecting electors were obtained by the respondent No. 1 or any other candidate by bribery or undue influence.

(d) The Socialist Party had set up Shri Gaura Mura Hari as its candidate and had issued a mandate to all its members to give their first preference votes to him. Actually, he got 23 first preference votes. The member who did not vote for the party candidate has not been ascertained but it is alleged that this particular vote was purchased by bribery by the respondent No. 1.

(e) The respondent No. 1, accompanied by one Shri Sita Ram Bhowsingka on 25th March, 1962, at 8.00 p.m. saw the petitioner in his room at the Royal Hotel, Lucknow, and offered to give a sum of Rs. 2,500/- to induce him to give his first preference vote to him, saying that some other had also accepted similar offers made by him. He particularly mentioned the names of the persons mentioned in clause 14(b). The petitioner explained to him that he was bound by the mandate of his party and would not betray if even if he (the respondent No. 1) were to offer him an amount, however big it might be. It is understood that similar approach with offer of money was made to other members whose names the petitioner would disclose only later lest they be influenced by the respondent No. 1.

(15) Particulars of the commission of the corrupt practice of undue influence (the facts also establish the corrupt practice of bribery) by the respondent, his agents and other persons with his consent are these:—

Shri Sita Ram, respondent No. 1, is the managing director of a concern known as Pioneer Newspapers and has absolute controlling influence over its office bearers and business and other extra activities. In order to influence the free exercise of their electoral right by the electors, he, using the said concern and its office bearers as his agents, arranged for entertainment of the electors on each evening from 24th to 28th March and also gave a grant "at home" on one of these dates, to which all the electors and many others were invited, at the premises of the said concern. All or most of the electors, belonging to different places all over the State, who had assembled in Lucknow for the oath taking ceremony on 24th April, 1962, and had attended the first inaugural meeting of the U.P. legislative assembly addressed by the state Governor on 28th April, 1962, were invited and about three hundred and fifty of them responded to the "at home" invitation. To impress upon them that the party in power was with him, the Governor and Ministers of the State were also invited. Nearly all of them responded and were present at the function. The assembled guests were entertained with lavish service of sweets and soft drinks. The sweets, sugared and salted, served on the occasion had a wide range and the appeal to the assembly members, the electors, to vote for him, through their stomachs, was made as effective as was possible with the inexhaustible financial resources of the respondent No. 1 and his concern by free, almost reckless expenditure.

While the function was in progress and also after the service of food and drink was over, the respondent No. 1, acting as host, was seen going round the tables laid for the guests, talking to them and canvassing for his candidature by all visible and invisible vocal and silent means. The expressions of opinion, which fell from the lips of many guests, some seriously and others in lighter vein, referred to the object in view of the respondent No. 1 for inviting them to the "at home". The impression left on the minds of those present was that they had been fed and were, for that reason, expected to return the hospitality by exercising their electoral right in favour of the respondent No. 1. Such lavish entertainments, without any similar precedents, to be found in the record of or at the credit of the Pioneer, on the eve of elections, with polling only a few days

ahead, amounted to a direct interference on the part of the respondent No. 1, his agents and other persons with his consent with the free exercise of their electoral right by the electors.

(16) The respondent No. 1 incurred or authorised expenditure on his election exceeding the prescribed limit of Rs. 25,000/- as will appear from the facts given in preceding paragraphs.

(17) The petitioner is a member of the Socialist Party and was elected at the last general elections. He is a member of the U.P. Legislative Assembly and as such an elector entitled to maintain the present petition.

(18) The petitioner attaches herewith treasury receipt No. 79189 dated 14th May 1962 of the Reserve Bank of India, New Delhi, as evidence of the deposit of Rs. two thousand as security for costs of the petition.

(19) The last day of limitation for presenting this petition falls on 13th May, 1962, which, being Sunday, was a public holiday, and it is being, therefore, presented today, the 14th day of May, 1962.

(20) It is, therefore, prayed that the election of Shri Sita Ram, respondent No. 1, to the Council of States, by the members of the U.P. Legislative and costs of the petition may be awarded against him.

Your humble petitioner,

(Sd.) DARYODHAN.

VERIFICATION

Verified that the contents of clauses 1, 2, 3, 4, 5, 6, 7, 8, 14(e), 17 and 18 are true to the best of my knowledge and clauses 4, 9, 10, 11, 12, 13, 14(a), (b), (c) (d), 15, 16, 19 and 20 of the said petition are true to the best of my information which I believe to be true, this 14th day of May, 1962, at Delhi.

Attested to be true copy.

(Sd.) DARYODHAN.

(Sd.) DARYODHAN.

[No. 82/348/62.]

New Delhi, the 2nd June 1962

S.O. 1751.—Whereas the election of Shri Yudhvair Singh as a member of the House of the People from the Mohindergarh constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Ram Kishan, s/o L. Kanshi Ram Mahajan of Charkhi Dadri;

And whereas the Election Commission has caused a copy of the petition to be published in an Official Gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri Mamhohan Singh Gujral, District & Sessions Judge, Rohtak as the member of the Election Tribunal for the trial of the said petition and Rohtak as the place where the trial of the petition shall be held.

[No. 62/224/62.]

S.O. 1752.—Whereas the election of Shri Ranjit Singh as a member of the House of the People from the Sangrur constituency of that House, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (43 of 1951) by Shri Pritam Singh, s/o Shri Kishan Singh, Village Deh Kalan, Tehsil and District Sangrur;

And whereas the Election Commission has caused a copy of the petition to be published in an official gazette and has served a copy thereof by post on each of the respondents under sub-section (1) of section 86 of the Representation of the People Act, 1951 (43 of 1951);

Now, therefore, in exercise of the powers conferred by sections 86 and 88 of the said Act, the Election Commission hereby appoints Shri Murari Lal Puri, District and Sessions Judge, Patiala, as the member of the Election Tribunal for

the trial of the said petition and Patiala as the place where the trial of the petition shall be held.

[No. 82/262/62.]

By Order,

C. B. LAL, Under Secy.

MINISTRY OF EXTERNAL AFFAIRS

New Delhi, the 29th May 1962

S.O. 1753.—Shri S. K. Banerji, I.F.S., Joint Secretary to the Government of India in the Ministry of External Affairs, has been appointed Controller General of Emigration with the Government of India with effect from the 25th May, 1962 *vice* Dr. S. Gupta, I.F.S.

[No. CPEO/35/62.]

[No. F. 3(26)PV-IV/62]

N. R. MUKHERJEE,

Attache (PVA).

GOVERNMENT OF INDIA
(Department of Economic Affairs)

New Delhi, the 1st June, 1962.

S.O. 1754—Statement of the Affairs of the Reserve Bank of India, Banking Department as on the 25 May, 1962

Liabilities	Rs.	Assets	Rs.
Capital paid up	5,00,00,000	Notes	41,63,60,000
Reserve Fund	80,00,00,000	Rupee Coin	2,21,000
National Agricultural Credit (Long-term Operations) Fund	50,00,00,000	Subsidiary Coin	2,95,000
National Agricultural Credit (Stabilisation) Fund	6,00,00,000	Bills Purchased and Discounted :—	
		(a) Internal . . . . .	..
		(b) External	
		(c) Government Treasury Bills	63,48,20,000
Deposits :—			
(a) Government		Balances held abroad†	6,14,80,000
(1) Central Government	49,00,89,000	††Loans and Advances to Governments	104,17,02,000
(2) Other Governments	15,88,94,000	Other Loans and Advances	121,73,92,000
(b) Banks	89,11,74,000	Investments	180,30,99,000
(c) Others	150,65,92,000	Other Assets	37,36,30,000
Bills Payable	37,37,01,000		
Other Liabilities	71,85,49,000		
Rupees	554,89,99,000	Rupees	554,89,99,000

†Includes Cash & Short-term Securities.

††Includes Temporary Overdrafts to State Governments.

The item 'Other Loans and Advances' includes Rs. 3,73,00,000/- advanced to scheduled banks against usance bills under Section 17(4)(c) of the Reserve Bank of India Act.

Dated the 30th day of May, 1962.

RESERVE BANK OF INDIA

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 25th day of May 1962.

ISSUE DEPARTMENT.

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department .	41,63,60,000		A. Gold Coin and Bullion :—		
Notes in circulation	2121,84,55,000		(a) Held in India	117,76,04,000	
TOTAL NOTES ISSUED		2163,48,15,000	(b) Held outside India		
			Foreign Securities	96,50,07,000	
			TOTAL OF A		214,26,11,000
			B. Rupee Coin		114,85,26,000
			Government of India Rupee Securities		1834,36,78,000
			Internal Bills of Exchange and other commercial paper		
TOTAL LIABILITIES		2163,48,15,000	TOTAL ASSETS		2163,48,15,000

Dated the 30th day of May, 1962.

P. C. BHATTACHARYYA,
Governor.

[No. F. 3(2)—BC/62]

A. BAKSI, Joint Secy.

(Department of Economic Affairs)

New Delhi, the 30th May 1962

S.O. 1755.—In exercise of the powers conferred by Section 53 of the Banking Companies Act, 1949 (10 of 1949), the Central Government, on the recommendation of the Reserve Bank of India, hereby declares that the provisions of Sections 18 and 24 of the said Act shall not apply to the Trivandrum Permanent Bank Ltd., Trivandrum, till the 30th June, 1964.

[No. F. 15(5)-BC/62.]

R. K. SESHADRI, Dy. Secy.

(Department of Expenditure)

CORRIGENDUM

New Delhi, the 29th May 1962

S.O. 1756.—In the General Provident Fund (Central Services) Third Amendment Rules, 1962, issued with the Notification of the Government of India in the Ministry of Finance (Department of Expenditure) No. S. O. 1312 dated the 23rd April, 1962, published in the Gazette of India, Part II, Section 3, Sub-Section (ii), dated the 5th May, 1962 at page 1462, the words "309 and clause (5) of article", may be inserted after the words "proviso to article" in line 1 of the preamble to the Notification.

[No. F.4(17)-E.V.(B)/61.]

V. K. SUBRAMANIAN, Under Secy.

CENTRAL BOARD OF REVENUE

INCOME-TAX

New Delhi, the 4th June 1962

S.O. 1757.—In exercise of the powers conferred by sub-section (1) of section 121 of the Income-tax Act, 1961 (43 of 1961) and in partial modification of all previous notifications on the subject, the Central Board of Revenue hereby directs that with effect from the 14th May, 1962 (afternoon), Shri F. H. Vallibhoy, a Commissioner of Income-tax shall perform all the functions of Commissioner of income-tax in respect of such areas or of such persons or classes of persons or such incomes or classes of incomes or such cases or classes of cases as are comprised in the Income-tax Circles, Wards or Districts in the State of West Bengal as specified below:—

1. Companies District II, Calcutta.
2. Companies District IV, Calcutta.
3. District III(2), Calcutta.
4. Special Survey Circle I, Calcutta.
5. District V(I), Calcutta.
6. District I(I), Calcutta.
7. Non-Companies (I.T. cum E.P.T.) District II, Calcutta.
8. District IV(I), Calcutta.
9. District IV(3), Calcutta.
10. Special Survey Circle II, Calcutta.
11. Special Survey Circle III, Calcutta.
12. District V(II), Calcutta.
13. District I(2), Calcutta.
14. Special Survey Circle IV, Calcutta.
15. Project Circle, Calcutta.
16. District V-A, Calcutta.
17. Railways & Miscellaneous Salaries Circle, Calcutta.
18. District IV(2), Calcutta.
19. District II(1), Calcutta.

20. Cinema Circle, Calcutta.

21. Special Survey Circle IX, Calcutta.

Provided that he shall also perform his functions in respect of such persons or of such cases as have been or may be assigned by the Central Board of Revenue to any Income-tax Authority subordinate to him.

Provided further that he shall not perform his functions in respect of such persons or such cases as have been or may be assigned to any Income-tax Authority outside his jurisdictional area.

While performing the said functions the said Shri Vallibhoy shall be designated as the Commissioner of Income-tax, Calcutta with headquarters at Calcutta.

Explanatory Note

NOTE.—The amendments have become necessary due to a change in the incumbent of Commissioner's post.

(The above note does not form a part of the notifications but is intended to be merely clarificatory).

[No. 26 (F. No. 55/1/62-IT.)]

D. V. JUNNARKAR, Under Secy.

MINISTRY OF EDUCATION

New Delhi, the 2nd June 1962

S.O. 1758.—In exercise of the powers conferred by sub-section (1) of section 8 of the Hindi Sahitya Sammelan Act, 1962 (13 of 1962) the Central Government hereby constitutes the first Governing Body and appoints the following persons respectively as the Chairman, Secretary and Members thereof, namely:—

Chairman

Shri Sri Prakasa, Vishranti Kutir, Kotulgaon, Rajpur P.O., Dehra Dun District.

Secretary

Shri Gopal Chandra Sinha, 6 Faizabad Road, Lucknow.

Members

(a) *Representative of the Ministry of Education.*

(i) Joint Education Adviser to the Government of India, Ministry of Education in charge of Hindi work in the Ministry.

(b) *Representative of the Ministry of Finance.*

(ii) Deputy Financial Adviser, Ministry of Education.

(c) *Former Presidents of the Society.*

(iii) Seth Govind Das, M.P., 33, Ferozshah Road, New Delhi.

(iv) Shri Viyogi Hari, 4/3, Model Town, Delhi.

(d) *Other Eminent Persons.*

(v) Shri Mouli Chandra Sharma, 11/56, Deshbandhu Gupta Road, Karol Bagh, New Delhi-5.

(vi) Shri Kamla Kant Verma, Retired Chief Justice of High Court, 8 Elgin Road, Allahabad.

(vii) Shri R. D. Sinha, Dinkar, M.P., 11, Canning Lane, New Delhi.

(viii) Shri Surendra Mohan Ghose, M.P., 21, Janpath, New Delhi.

(ix) Shri Balwant Rai Mehta, Morarji Mansion, Nepean Sea Road, Bombay.

(x) Shri Balakrishna Rao, Amravati, 9, Tagore Town, Allahabad.

(xi) Dr. Sant Prasad Tandon, 13, Bank Road, Allahabad.

(xii) Shri Mohan Lal Bhatt, Secretary, Rashtrabhasha Prachar Samiti, Wardha.

(xiii) Shri Radha Nath Rath, Cuttack, Orissa.

[No. F.19-19/62-H.1.]

A. K. JAIN, Under Secy.

RESERVE BANK OF INDIA, NEW DELHI**CENTRAL***New Delhi, the 9th June 1962*

S.O. 1759.—The following list of Government Securities etc. in the custody of the Reserve Bank of India, New Delhi, as on the 31st December, 1961, deposited under paragraphs 101 and 108 of the Government Securities Manual (3rd Edition) is published for the information of officers concerned. Any discrepancy in the list should be brought to the notice promptly.

A. Index to list of the Government Securities etc. deposited under paragraph 101 of the Government Securities Manual.

DELHI/NEW DELHI	ITEM No.
Central Board of Irrigation & Power, Curzon Road, New Delhi	16
Director, All India Institute of Medical Sciences, New Delhi	17
Chief Commissioner, Delhi	12
District & Sessions Judge, Delhi	23
District Judge, Delhi	22
Director, Indian Council of Medical Research, New Delhi	1-3
District Judge, Delhi	14
Director General, All India Radio, New Delhi	13
Director General of Archaeology in India, New Delhi	8
Financial Adviser & Chief Accounts Officers, Northern Railway, New Delhi	18-19
Honorary Treasurer, All India Women's Education Fund Assn., New Delhi	4
Land Development Officer, New Delhi	7
Pay & Accounts Officer, Ministry of Food & Agriculture, New Delhi	25-39
Pay & Accounts Officer, Ministry of Works, Housing & Supply, New Delhi	10
Secretary to the Government of India, Ministry of Defence, New Delhi	5
Under Secretary to the Government of India, Ministry of Home Affairs, New Delhi	18
Vice President and Additional Secretary, Indian Council of Agricultural Research, New Delhi	9
GORAKHPUR	
F.A. & Chief Accounts Officer, N.E. Rly., Gorakhpur	20-21
KASAULI	
President, Pasteur Institute & Secretary, Government of India, Department of Education, Health & Lands, Kasauli	6
MEERUT	
Joint Controller of Defence Accounts, Meerut	11
SIMLA	
The Excise & Taxation Officer, Himachal Pradesh, Himachal Dham, Simla	24
<i>Index to list of Govt., Securities etc. Deposited under paragraph 108 of the Govt. Securities Manual (3 RD Edition)</i>	
SOLAN	
The Secretary, Municipal Committee, Solan	20
DELHI/NEW DELHI	
Chief Administrative Officer, Government of India, Ministry of Defence, New Delhi	6
The Chief Chemist, Central Revenues, Control Laboratory, Government of India, Agriculture Research Institute, New Delhi	10

DELHI/NEW DELHI—contd.**ITEM No.**

Chief Ordnance Officer, Ordnance Depot, Shakurbasti, Delhi	13
Commandant, Vehicles Depot, Delhi Cantt.	17
Commandant, Central Ordnance Depot, Delhi Cantt.	12
Commanding Officer, Air Force Station, New Delhi	16
Commanding Officer, Air Force Station, Palam	23
The Controller of Central Radio Stores Depot, Civil Aviation Department, New Delhi	19
Currency Officer, Reserve Bank of India, Issue Department, New Delhi	7
Dy. Commissioner & Chairman, Distt. Soldiers, Seamen's & Airmen's Board, Delhi	3
Director, Malaria Institute of India, Delhi	9
Director General of Supplies & Disposals, New Delhi	8
Director of Administration, Government of India, Ministry of Food & Agriculture, Deptt. of Agriculture, New Delhi	15
Registrar, Indian Agricultural Research Institute, New Delhi	22
Executive Engineer, C-Division, C.P.W.D., New Delhi	2
General Manager, Government of India Press, New Delhi	11
Housing Commissioner, Ministry of Works, Housing & Supply, New Delhi	32
Officer Commanding 39, Aslt. Fd. Pk. Coy. C/O 56 A.P.O., New Delhi	18
Pay & Accounts Officer, Ministry of Food & Agriculture, New Delhi	14
President of India, C/O Secretary to Government of India, Home Affairs, New Delhi	4
Regional Director (Food) Government of India, Ministry of Food & Agriculture, Northern Region, New Pusa, New Delhi	21
Secretary to Government of India, Ministry of Home Affairs, New Delhi	5
Secretary, Relief & Rehabilitation to Delhi State Govt. Delhi	1
Under Secretary to the Government of India, Ministry of Transport & Communication (Communication Department), New Delhi	29
Under Secretary to the Government of India, Ministry of Rehabilitation, New Delhi	30
Under Secretary to the Government of India, Ministry of Transport & Communication (Department of Transport), New Delhi	31
Under Secretary to the Government of India, Ministry of Works, Housing & Supply, New Delhi	33
Under Secretary to Government of India, Department of Mines & Fuel, Ministry of Steel, Mines and Fuels, New Delhi	34
Administrative Officer, Government of India, Delhi Polytechnic, Delhi	24
Administrative Officer, Government of India, M/O Food and Agriculture, Army Purchase Organisation (Department of Food), New Delhi	25
Director of Purchases, Government of India, M/O Food & Agriculture, Army Purchase Organisation (Department of Food), New Delhi	26
Maintenance Officer, All India Radio, New Delhi	27
Chief Engineer, C.P.W.D., New Delhi	28

List of Government Securities in the Custody of Reserve Bank of India, New Delhi on the 31st December, 1961 Deposited in terms of Rule 12 (6)(b)(ii) of Public Debt Rules 1946.

Administrator	Depositor	3½% Loan 1974	3% Con- version Loan 1946	3½% Ten year T.S.D.C.	3% F.D. Loan 1970-75	Total
	1. Ajmer Central Co- operative Bank Ltd.	300	..	..	..	300
	2. Sri Sushil Kumar Rastogi	..	200	..	..	200
	3. Shri Shyam Sun- der Lal Dhar	..	..	50,000	..	50,000
	4. Sri Tarak Das Chatterjee	..	..	..	400	400
						50,900

Reserve Bank of India,
Securities Department,
New Delhi.

List of Government Securities in the Custody of Reserve Bank of India, New Delhi on the 31st December, 1961 Deposited in terms of Rules 12(4)(b) (ii) (i) of the Public Debt Office, Rules 1946.

Administrators	3% C.L. 1946	3% Loan 1970- 75	3½% N.P.L. 1964	3½% N.P.B. 1965	2½% Loan 1961	4% U.P. Loan 1967	3½% N.P. B. 1967	3½% Bonds 1962	3½% N.P. B. 1961	4% T.S. D. Certs.	Total
Public Debt Office											
Reserve Bank of India, New Delhi	200	100	3,600	6,000	500	1,200	200	100	4,900	1,000	17,800

Reserve Bank of India,
Securities Department,
New Delhi.

List of Government Securities in the Custody of the Reserve Bank of India, New Delhi as on the 31st

[illegible]

December, 1961 deposited under paragraph 108 of the Government Securities Manual (3rd Edition).

4% Loan 1980	3% 1970-75	2 3/4% Loan 1976	3% Con. Loan 1946	3 1/2% T.S.D. Certifi- cates	4% T.S.D. Certifi- cates	P. O. 5-Year N. S. Certifi- cates	7-Year's N.S. Certifi- cates	P.O. 10 Yrs. N.P. Certs.	P. O. 12 Yrs. N.S. Certifi- cates	P. O. 12 Yrs. N.P.S. Certifi- cates	4% Madras 1963
..	1,000	..	..	..	..
..	3,175	..	..
..	20,100	..	..	..	..	..	..	..	..
..	2,00,000	..	..	..	..	..	..	..	..	..	..
..	148,00,000	..	..	..	..	..	..	..	..	..	..
..	2,500	3,800	..
..	1,000	..	..	..	..
8,500	42,100	23,000	81,600	10,000	..	10,000	..	..	1,22,815	2,36,465	..
..	3,000	..	..	..
..	500	500	1,000	..
..	300	5,000	..
..	11,150	8,800	..
..	1,200	6,400	..
..	26,100	16,200	2,000	10,000	5,000	..	1,38,300	2,62,400	1,000
..	1,000	..	1,000	..
..	1,420	37,010	32,810	..
..	7,200	7,400	..
..	1,000	..	..	..
..	500	..	..	..

31st December, 1961 deposited under paragraph 108 of the Government Securities Manual (3rd Edition)

4% Loan 1980	3% 1970-75	2½% Loan 1976	3% Con. Loan 1946	3½% T.S.D. Certifi- cates	4% T.S.D. Certifi- cates	P.O. 5-Year N.S. Certifi- cates	7-Year's N.S. Certifi- cates	P.O. 10 Yrs. N.P. Certs.	P.O. 12 Yrs. N.S. Certifi- cates	P.O. 12 Yrs. N.P.S. Certifi- cates	4% Madras 1963
..	75,000	..	..
..	25,300	..
..	500	..	1,540	1,600	..
..	1,000	280	3,420	..
..	600	1,400	..
..	40,000	..
..	18,600	..	..	..	..	2,000	7,300	..
..	1,000	..
..	716,500	..	..

of Hindustan Teleprinters Ltd., 6 Scrips of 29,798 shares.

of 20,000 shares.

ordinary shares of Rs. 100/- each of Hindustan Housing Factory Ltd., 2 scrips of 989 shares of Rs. 10060/- each of National

Contd.

National Coal Development Corporation Ltd., 3 scrips of 1,192,999 shares of Singureni Colliery

List of Government Securities in the Custody of the Reserve Bank of India, New Delhi as on the 31st

[illegible]

CENTRAL

Securities held by the Reserve Bank of India, New Delhi, as on the 31st December, 1961 deposited under paragraph

Serial No.	Administrators	Depositor	4% Loan 1981	4% Loan 1979
<i>Account :</i>				
1	Director, Indian Council of Medical Research, New Delhi.	..	..	..
2	Do.	Parlakimedi Trust Fund	..	..
3	Do.	Lt. Col. Amle Chand Trust Fund	..	..
4	Hony. Treasurer, All India Women's Education Fund Association, New Delhi.	All India Women's Education Fund Association.	..	..
5	Secretary to the Government of India, Ministry of Defence, New Delhi.	40th Cavalry Regiment Scholarship Fund.	..	..
6	President, Pasteur Institute and Secretary, Government of India, Department of Education, Health and Land, New Delhi.	Pasteur Institute	..	..
7	Land Development Officer, New Delhi.	Annual Rent of Shri Sanatan Dharam Sabha Lakshmi Narain Temple Trust and Buddhist Temple.	..	..
8	Director General of Archaeology in India, New Delhi.	Registrar, University of Calcutta	..	..
9	Vice-President and additional Secretary, Indian Council of Agricultural Research, New Delhi.	Indian Council of Agricultural Research	19,09,500	5,91,400
10	Pay and Accounts Officer, Ministry of W.H.&S., New Delhi.	M/s. Meckanzie Lyall and Co., Calcutta	..	..
11	Joint Controller of Defence Accounts, Meerut	Sir Pratap Singh Memorial Scholarship Trust Fund.	..	..
12	Chief Commissioner, Delhi	Itmaduddaula Endowment Trust	..	..
13	Director General, A.I.R., New Delhi . .	..	..	..
14	District Judge, Delhi . . . . .	..	..	..
15	Under Secretary to the Government of India, Ministry of Home Affairs, New Delhi.	..	..	..
16	Central Board of Irrigation and Power, Curzon Road, New Delhi.	..	..	..
17	Director, All India Institute of Medical Sciences, New Delhi.	..	..	..

101 of the Government Securities Manual (3rd Edition)

2½% 1962	3% 1963-65	3-1/2% N.P.B. 1965	3-3/4% N.P.B. 1967	4% 1980	3% 1970-75	2½% 1976	3% Con. 1946	4% Madras 1968	Total
..	1,48,200	..	15,25,400	..	16,73,600
..	1,61,400	..	1,61,400
..	26,400	..	26,400
..	2,32,900	..	2,32,900
..	16,900	..	4,300	..	21,200
..	62,100	..	..	66,900	..	1,29,000
..	11,300	..	11,300
..	2,000	..	2,000
9,50,000	16,49,500	..	..	1,79,800	63,09,400	..	..	..	1,15,17,600
..	1,600	25,000	..	26,600
..	1,12,800	..	1,12,800
..	1,90,500	..	1,90,500
..	5,000	3,000	8,000
..	..	47,900	..	..	..	..	..	..	47,900
..	72,71,000	..	..	6,17,700	..	78,88,700
..	2,00,000	..	..	..	..	..	2,00,000
..	4,59,300	..	4,59,300

CENTRAL—contd.

Securities held by the Reserve Bank of India, New Delhi, as on the 31st December, 1961 deposited under paragraph

Sl. No.	Administrator	Depositor	3-1/2% Bonds 1966	3-1/2% Bonds 1969	4% T.S. D.C.	2-3/4% 1962	3% 1964	3-1/2% N.P.L. 1964	3-1/2% N.P.B. 1965	3% 1963-65
18	Financial Adviser & Chief Accounts Officer, Northern Railway, New Delhi.	Account : Contractors.	6,000	..	16,500	1,100	70,500	8,600	43,900	1,95,000
19	Do. . .	Government servants.	..	..	..	..	..	..	..	..
20	Do. N.E. Railway, Gorakhpur.	Contractors	..	11,900	..	..	..	11,000	1,000	8,900
21	Do. . .	Government servants.	..	..	..	..	..	..	..	..
22	District & Sessions Judge, Delhi.	Sis Ganj Gurdwara.	..	..	..	..	..	..	..	..
23	Deputy Commissioner, Delhi.	Mirza Latefat Hussain Tehsil Bailiff.	..	..	..	..	..	..	..	..
24	Excise & Taxation Officer, Himachal Pradesh, Simla.	M/A. Dyer Meakin Breweries Ltd.	..	..	..	..	..	..	..	2,000
25	Pay and Accounts Officer Ministry of Food & Agriculture, New Delhi.	Messers Malwa Vanaspathi Chemical Co. Ltd., Indore.	..	..	..	..	..	..	..	..
26	Do. . .	Wallace Flour Mills Co. Ltd., Bombay	..	..	..	..	..	..	101,400	..
27	Do. . .	Indian Mining Federation & Indian Colliery Owners' Association.	..	..	..	..	..	5,00,000	..	..
28	Do. . .	Ram Lal Harbans Lal Julundur.	..	..	..	..	..	..	..	..
29	Do. . .	M/s. Indian Vegetable Products Ltd., Bombay.	..	20,000	..	..	..	..	..	..
30	Do. . .	Salig Ram Nathani, Raipur.	..	..	..	..	..	..	..	..
31	Do. . .	Manmal Uttam Chand.	..	..	..	..	..	..	..	..
32	Do. . .	D. & P. Products Ltd., Bombay.	..	..	..	..	..	..	5,000	..
33	Do. . .	R.B. Jesaram Fatehchand.	..	..	..	..	..	10,000	..	..
34	Do. . .	Amrit Vanaspathi & Co. Ltd.	..	..	..	..	..	..	..	..
35	Do. . .	M/s. R. Sen & Co., Calcutta.	..	..	..	..	..	..	..	..
36	Do. . .	M/s. Delhi Cloth & General Mills Co. Ltd., Delhi	..	..	..	..	..	..	..	..
37	Do. . .	Smt. Saradambal, Madras	..	..	..	..	..	5,400	..	..
38	Do. . .	Ghoshal Banerjee & Co., Calcutta.	..	..	..	..	..	5,400	..	..
39	Do. . .	M/s. J.L. Relan & Co., New Delhi.	..	..	..	..	..	..	..	..

CENTRAL—concl'd.

[illegible]

MINISTRY OF COMMERCE AND INDUSTRY*New Delhi, the 29th May 1962*

S.O. 1760.—In exercise of the powers conferred by clause (e) of sub-section (2) of section 17 read with sub-section (2) of section 16 of the Standards of Weights and Measures Act, 1956 (89 of 1956), the Central Government hereby makes the following amendment in the Notification of the Government of India in the Ministry of Commerce and Industry No. S.O. 2760 dated the 11th November, 1960, namely:—

In the Schedule to the said Notification, under the heading “(b) Weights other than Standard Weights prevalent in Kerala State” for the existing entries, the following entries shall be substituted, namely:—

“1 Sovereign weight	=	7.988062 grams
1 Kazhanchu	=	5.705760 grams
1 Panamida	=	0.380384 grams
1 Rattal	=	489.8796 grams”

[No. SMC 15(20)/60.]

K. V. VENKATACHALAM, Jt. Secy.

New Delhi, the 30th May 1962

S.O. 1761.—The following rules made by the Om Oils and Oilseeds Exchange Limited, Delhi, in exercise of the powers conferred on it by sub-section (1) of section 9A of the Forward Contracts (Regulation) Act, 1952 (74 of 1952) and approved by the Central Government are hereby published as required by sub-section (2) of that section, namely:—

The Articles of Association of the Om Oils and Oilseeds Exchange Limited, Delhi, shall be amended as follows:—

I. For Article 62, the following Article shall be substituted, namely:—

“62(a). Shareholders who are not trading members may attend and vote at a meeting of the Exchange in person or by proxy appointed in accordance with the provisions contained in section 176 of the Companies Act, 1956. Shareholders who are trading members may attend and vote at a meeting of the Exchange in person or by authorised representatives. Save as aforesaid, a trading member shall not be entitled to attend and vote at a meeting of the Exchange by proxy.

(b) Every shareholder shall have one vote, whether on a show of hands or at a poll, irrespective of the number of shares held by him, except the Chairman who shall have in addition a casting vote.

(c) All the directors including the directors nominated by the Central Government and co-opted directors shall be entitled to attend the General Meeting including the Annual General Meeting of the Exchange.”

II. In clauses (a) to (f) of Article 64, for the words “trading member” wherever they occur, the word “member” shall be substituted.

[No. 33(5)-TMP/FMC/62.]

T. S. KUNCHITHAPATHAM, Under Secy.

New Delhi, the 1st June 1962

S.O. 1762.—The Government of Mysore having nominated Shrimati K. S. Nagarathnamma, Member, Mysore Legislative Assembly, to be a member of the Central Silk Board under clause (d) of sub-section (3) of section 4 of the Central Silk Board Act, 1948 (61 of 1948) in place of Minister of Finance, Government of Mysore, Bangalore, the Central Government hereby makes the following

amendment in the notification of the Government of India in the Ministry of Commerce and Industry No. S.O. 799 dated the 7th April, 1961 namely:—

In the said notification, for the entry against serial number 4 the following entry shall be substituted, namely:—

"4. Shrimati K. S. Nagarathnamma, Member, Mysore Legislative Assembly, 2729, 'Alaka' Vani Vilasa Mohalla, Mysore-2."

[No. F. 22/1/61-H.S.(2).]

R. KALYANASUNDARAM, Under Secy.

New Delhi, the 4th June 1962

S.O. 1763.—In exercise of the powers conferred by sub-section (3) of section 9 of the Khadi & Village Industries Commission Act, 1956 (61 of 1956) and in modification of this Ministry's Notification No. S.R.O. 1728 dated 23rd May, 1957, the Central Government hereby deposes Shri A. V. Venkateswaran, Joint Secretary in the Ministry of Finance who, for the time being, is dealing with the matters relating to the Khadi & Village Industries in the Ministry of Finance, to attend the meetings of the Commission and to take part in the discussions of the Commission.

[No. 4/10/62-K.V.E.]

A. VISVANATH, Dy. Secy.

CORRIGENDUM

New Delhi, the 31st May 1962

S.O. 1764.—In the notification of the Government of India in the Ministry of Commerce and Industry S.O. 1194 dated the 19th April, 1962, published in the Gazette of India Extraordinary dated the 19th April, 1962, against serial number (14), for the name 'Shri P. C. Gurjer', read 'Shri P. G. Gurjer'.

[No. 1(1)Plant(B)/62.]

B. KRISHNAMURTHY, Under Secy.

(Branch Secretariat, (Textiles))

Bombay, the 28th May 1962

S.O. 1765/2(3)/62/O. & M.—In pursuance of Clause (c) of Rule 2 of the Development Councils (Procedural) Rules, 1952, and in supersession of the Order of the Government of India in the Ministry of Commerce & Industry, New Delhi S.O. No. DCPR, dated the 14th October 1960, the Central Government hereby appoints Shri Ranjitha, Under Secretary to the Government of India, Branch Secretariat (Textiles), Office of the Textile Commissioner, Bombay, as Secretary to the Development Council established by the Order of the Government of India in the Ministry of Commerce & Industry, New Delhi S.O. No. IDRA/6/12, dated the 16th March, 1962 for the scheduled industries engaged in the manufacture or production of textiles made of wool, including woollen yarn and hosiery, *vice* Shri M. C. Agarwal, with immediate effect.

[No. 2(3)/62/O. & M.]

S.O. 1766/2(3)/62/O. & M.—In pursuance of Clause (c) of Rule 2 of the Development Councils (Procedural) Rules, 1952, and in supersession of the Order of the Government of India in the Ministry of Commerce & Industry, New Delhi S.O. No. IDRA/6/11, dated the 21st February, 1962 the Central Government hereby appoints Shri P. Ranjitha, Under Secretary to the Government of India, Branch Secretariat (Textiles), Office of the Textile Commissioner, Bombay, as Secretary to the Development Council established by the Order of the Government of India in the Ministry of Commerce & Industry, New Delhi S.O. No. IDRA/6/11, dated the 8th February, 1962 for the scheduled industries engaged in the manufacture or production of textiles made of artificial silk, including artificial silk yarn, *vice* Shri M. J. Patwardhan, with immediate effect.

[No. 2(3)/62/O. & M.]

W. R. NATU,
Textile Commissioner & *Ex-Officio*
Jt. Secy.

(Indian Standards Institution)

New Delhi, the 2nd March 1962

S.O. 1767.—In pursuance of sub-regulations (2) and (3) of regulation 3 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the Indian Standards, particulars of which are given in the Schedule hereto annexed, have been established during the period 16th February to 28th February 1962.

THE SCHEDULE

Sl. No.	No. and Title of the Indian Standard established	No. and Title of the Indian Standard or Standards, if any, superseded by the new Indian Standard	Brief Particulars
(1)	(2)	(3)	(4)
1.	IS: 574—1961 Specification for Glassy Sodium Metaphosphate, Technical (<i>Revised</i>)	IS: 574—1954 Specification for Glassy Sodium Metaphosphate, Technical	This standard prescribes the requirements and the methods of sampling and test for glassy sodium metaphosphate, technical. The material is also known as sodium hexametaphosphate or Graham's salt. The material is used for water treatment, particularly for boiler water conditioning, laundry work and textile scouring (Price Rs. 2.00).
2.	IS: 696—1960 Code of Practice for General Engineering Drawings (<i>Revised</i>)	IS: 696—1955 Code of Practice for General Engineering Drawings	<p>This code was originally issued in 1955. The present revision was undertaken as a consequence of the change-over to the metric system of weights and measures. This revised code is based on the metric practice. The other principal modifications made in this code are :</p> <p>(a) The code has been split into six sections to assist such of the users who may be interested in purchasing only such sections as are of interest to them. The Code is available both as a complete volume comprising all the sections and as individual sections. The various subjects dealt with are :</p> <p>SECTION 1 Sheet sizes, Layout of drawing sheets, Planning of drawings, Numbering Referencing, and Folding of prints.</p> <p>SECTION 2 Scales, Lines and Lettering.</p>

(1)	(2)	(3)	(4)
			<p>SECTION 3</p> <p>Methods of projection and arrangement of views, Conventional representation of materials in sections, and Sectioning and sectional views.</p> <p>SECTION 4</p> <p>Dimensioning and tolerancing, Tolerances of form and position, Machining symbols and surface finish, and Typical example of engineering drawings.</p> <p>SECTION 5</p> <p>Screws threads, bolts and Nuts, Rivets, Welding, and Structural steelwork.</p> <p>SECTION 6</p> <p>Abbreviations, and Graphs.</p> <p>(b) The section on dimensioning and tolerancing has been completely revised and enlarged.</p> <p>(c) The section on welding has been enlarged.</p> <p>(d) Surface finish practice has been brought in line with the practice current in other countries (Price Rs. 15.00).</p>
3.	IS: 777—1961 Specification for Glazed Earthenware Tiles	..	<p>This standard covers requirements for glazed earthenware tiles and associated fittings generally used for finishing the surfaces of walls and floors of water closets, bathrooms, kitchens, hospitals and like places where cleanliness is an important factor (Price Rs. 2.00)</p>
4.	IS: 779—1961 Specification for Water Meters (Domestic Type) (<i>Revised</i>)	IS: 779—1956 Specification for Water Meters with Threaded end Connections	<p>This standard covers inferential (horizontal flow) and semi-positive types of water meters with threaded end connections and of nominal sizes up to and including 50 mm. The specification applies to both wet-dial and dry-dial meters (Price Rs. 3.00).</p>
5.	IS: 1763—1961 Specification for Substances of Paper and Pulp Board	..	<p>This standard prescribes the substances in which paper (other than tissue) and pulp board shall normally be manufactured and stocked (Price Re 1.00).</p>

(1)	(2)	(3)	(4)
6.	IS: 1834—1961 Specification for Hot Applied Sealing compounds for Joints in concrete	..	This standard specifies hot applied sealing compounds intended for use in sealing joints in concrete roads, runways, bridges and other structures (Price Rs. 3.00).
7.	IS: 1853—1961 Specification for Self-Indicating Counter Type Weighing Machines	..	This standard covers the requirements of self-indicating and semi-self-indicating counter type weighing machines (Price Rs. 1.50).
8.	IS: 1875—1961 Specification for Carbon Steel Bars, Billets, Blooms and Slabs for Forgings	..	This standard covers the requirements for four grades of carbon steel bars, billets, blooms and slabs for forgings designated as Class 1, Class 2, Class 3, and Class 4 (Price Rs. 2.00).
9.	IS: 1896—1961 Specification for Picking arms (or sticks) for overpick cotton looms	..	This standard prescribes requirements of picking arms (or sticks) made from wood for use in overpick cotton looms (Price Rs. 2.00).
10.	IS: 1903—1961 Specification for Raw hide Pickers for jute looms	..	This standard prescribes requirements for raw hide pickers for use on jute looms (Price Rs. 2.00).
11.	IS: 1910—1961 Specification for Self-contained Breathing Apparatus for Fire Brigade use	..	This standard lays down requirements regarding breathing apparatus for fire brigade use (Price Rs. 2.00).
12.	IS: 1973—1961 Specification for Sugarcane Crusher, Bullock-driven type	..	This standard prescribes the requirements for sugarcane crushers driven by a pair of bullocks, for extracting juice from sugarcane (Price Rs. 2.00).
13.	IS: 1976—1961 Specification for Paddy Weeder, Rotary type	..	This standard prescribes the minimum requirements of manually operated paddy weeders of rotary type used for uprooting weeds and burying them in puddle between rows of standing paddy crop (Price Rs. 2.00).



Copies of these Indian Standards are available, for sale, with the Indian Standards Institution, Manak Bhavan, 9, Mathura Road, New Delhi-1, and also at its branch offices at (i) 232, Dr. Dadabhoy Naoroji Road, Fort, Bombay-1, (ii) Third Floor, 11, Sooterkin Street, Calcutta-13, (iii) 2/21, First Line Beach, Madras-1, and (iv) 14/69, Civil Lines, Kanpur.

New Delhi, the 28th May 1962

S.O. 1768.—In pursuance of sub-rule (1) of rule 4 of the Indian Standards Institution (Certification Marks) Rules, 1955, the Indian Standards Institution hereby notifies that the Standard Marks, designs of which together with the verbal descriptions of the designs and the title of the relevant Indian Standards are given in the Schedule hereto annexed, have been specified.

These Standard Marks, for the purpose of the Indian Standards Institution (Certification Marks) Act, 1952 and the rules and regulations framed thereunder, shall come into force with effect from 1st June 1962 and 15th June 1962 respectively.

THE SCHEDULE


Sl. No.	Design of the Standard Mark	Product/Class of Product to which applicable	No. & Title of Relevant Indian Standard	Verbal description of the design of the Standard Mark
1	2	3	4	5
1	<p>IS:1392</p>  <p>BOTTLE</p>	Glass Milk Bottles	IS:1392-1959 Specification for Glass Milk Bottles.	The monogram of the Indian Standards Institution consisting of letters ISI, drawn in the exact style and relative proportions as indicated in col. (2), the number designation of the Indian Standard being superscribed on the top side of the monogram, and the word 'BOTTLE' being subscribed under the bottom side of the monogram as indicated in the design.
2	<p>IS:1746</p> 	Shoe Polish	IS:1746-1960 Specification for Shoe Polish.	The monogram of the Indian Standards Institution consisting of letters ISI, drawn in the exact style and relative proportions as indicated in col. (2), the number designation of the Indian Standard being superscribed on the top side of the monogram as indicated in the design.

[No. MD/17:2.]

S.O. 1769.—In partial modification of the Standard Mark, notified in the Schedule annexed to the Ministry of Commerce and Industry (Indian Standards Institution) Notification No. S.O. 748, dated 5th March 1962 published in the Gazette of India, Part II, Section 3, Sub-section (ii), dated the 17th March 1962, the Indian Standards Institution hereby notifies that the Standard Mark for Oil Pressure Stove, design of which together with the verbal description of the design and the title of the relevant Indian Standard is given in the Schedule hereto annexed, has been revised.

This Standard Mark for the purpose of Indian Standards Institution (Certification Marks) Act, 1952 and the Rules and Regulations framed thereunder, shall come into force with immediate effect.

THE SCHEDULE

Sl. No.	Design of the Standard Mark	Product/Class of Product	No. and Title of the relevant Indian Standard	Verbal Description of the design of the Standard Mark
I		Oil Pressure Stoves.	IS:1342-1959 Specification for Oil Pressure Stoves.	The monogram of the Indian Standards Institution consisting of letters ISI, drawn in the exact style and relative proportions as indicated in Col. (2), the number designation of the Indian Standard being inscribed on the top side of the monogram as indicated in the design.

[No. MD/17:2.]

S.O. 1770.—In pursuance of sub-regulation (3) of regulation 7 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the marking fees per unit for Glass Milk Bottles and Shoe Polish details of which are given in the Schedule hereto annexed, have been determined and the fees shall come into force with effect from 1st June and 15th June, 1962, respectively.

THE SCHEDULE

Sl. No.	Product/Class of Products	No. and title of relevant Indian Standard	Unit	Marking Fee per Unit
1	Glass Milk Bottles	IS:1392-1959 Specification for Glass Milk Bottles.	One Gross	10 nP. per unit with a minimum of Rs. 1,000.00 for production during a calendar year.
2	Shoe Polish	IS:1746-1960 Specification for Shoe Polish.	One Kg.	5 nP. per unit with a minimum of Rs. 1,000.00 for production during a calendar year.

[No. MD/18:2.]

ERRATA

In the Ministry of Commerce & Industry (Indian Standards Institution) Notification, dated 9th May, 1962, published in the Gazette of India, Part II, Section 3, Sub-section (ii) dated 19th May 1962, page 1824, Sl. No. 12, col 4, for '14-5-53' read '14-4-63'.

In the Ministry of Commerce and Industry (Indian Standards Institution) Notification, published in the Gazette of India, Part II, Section 3, Sub-section (ii) dated 19th April 1962, S.O. 1267, the following errors in the Schedule may be corrected:

- (i) Sl. No. 2, Col 2 *Add (Revised)*
- (ii) Sl. No. 10, Col 2, For '854-1961' Read '1854-1961'
- (iii) Sl. No. 20, Col 2, For '1928-1962' Read '1928-1961'.

In the Ministry of Commerce and Industry (Indian Standards Institution) Notification, published in the Gazette of India, Part II, Section 3, Sub-section (ii) dated 19th May 1962, S.O. 1510 dated 4th May 1962, the following errors in the Schedule may be corrected:

- (i) Sl. No. 11, Col 2, For '1472-1959', Read '1462-1959'
 (ii) Sl. No. 15, Col 2, For '1655-1960', Read '1665-1960'.

S.O. 1771.—Nil.

MINISTRY OF MINES & FUEL

New Delhi, the 29th May 1962

S.O. 1772.—Whereas by the notification of the Government of India in the Ministry of Steel, Mines and Fuel (Department of Mines and Fuel) S.O. 1927, dated the 28th July, 1960 under sub-section (1) of section 4 of the Coal Bearing Areas (Acquisition and Development) Act, 1957 (20 of 1957), the Central Government gave notice of its intention to prospect for coal in lands measuring 5 Sq. Miles in the locality specified in the Schedule appended to that notification and reproduced in the Schedule I appended hereto;

And whereas out of the said lands by the Notification of the Government of India in the Ministry of Steel, Mines and Fuel (Department of Mines and Fuel) S.O. 2977, dated the 8th December, 1961, the Central Government made declaration under sub-section (1) of section 9 of the said Act only in respect of the lands and rights in or over such lands mentioned in Schedule II appended hereto;

And whereas in respect of the remaining lands no notice under sub-section (1) of section 7 has been given;

Now, therefore, in exercise of the powers conferred by the said sub-section (1) of section 7, the Central Government hereby specifies further period of one year commencing from the 28th July, 1962 as the period within which the Central Government may give notice of its intention to acquire the said remaining lands or any rights in or over such lands.

SCHEDULE I

Plan No. HQ/LA/78

Dated 17-5-60.

(Block—Sudamdih Jharla Coalfield)

Sl. No.	Village	Thana	Thana No.	District	Area	Remarks
1.	Bhojudih	Chas	239	Dhanbad		Part.
2.	Sudamdih	Jharla	164	Dhanbad		Whole.
3.	Sutkdih	Jharla	163	Dhanbad		Whole.
4.	Swardih	Jharla	161	Dhanbad		Whole.
5.	Chakparbad	Chas	232	Dhanbad		Whole.
6.	Manpur	Chas	234	Dhanbad		Whole.
7.	Jharla	Chas	235	Dhanbad		Part.
8.	Gundlibhitha	Chas	236	Dhanbad		Part.
9.	Chatatanr	Chas	238	Dhanbad		Part (Excluding Chhattatand Khas Colliery)
10.	Gorigram	Chas	237	Dhanbad		Whole.

TOTAL :—5.00 Sq. mile (Approximately).

Boundary Description:

- AB line passes along the Eastern boundary of village Bhojudih.
 BC line passes along the Southern edge of Damodar River, and northern boundary of village Bhojudih.
 CD line passes along the common boundary of villages Sudamdih and Chansnala.
 DE line passes along the common boundary of villages Sudamdih and Chandrabad.
 EF line passes along the common boundary of villages Sudamdih and Pathardih.
 FG line passes along the common boundary of villages Sutikdih and Pathardih.
 GH line passes along the common boundary of villages Swadih and Parghabad.
 IJ line passes along the common boundary of villages Swardih and Mahul Bani.
 JK line is the common boundary of villages Dhekbera and Gorigram.
 QL line is the common boundary of villages Pathargara and Gorigram.
 LM line is the common boundary of villages Pathargara and Chakparbad.
 MN line is the common boundary between the villages Banshara and Chakparbad.
 NO line is the common boundary between the villages Manpur and Banshara.
 OP line is the common boundary between the villages Manpur and Mahal.
 PA line passes along the Southern boundary of village Manpur and through the villages Jharna, Cundlibhitha, Chatatan and Bhojudih.

SCHEDULE II

Drg. No. Rev/149/61
 (showing lands acquired)

(SUDAMDIIH BLOCK)**SUB-BLOCK I***All Rights.*

Sl. No.	Village	Thana	Thana No.	District	Area in Acres	Remarks
1.	Swardih .	Jharia	161	Dhanbad	126.65	Part.
2.	Sutikdih .	Jharia	163	Dhanbad	73.10	Part.
3.	Sudamdih	Jharia	164	Dhanbad	33.30	Part.
TOTAL :- 233.05 Acres (Approximately)						

Plot Nos. acquired in village Swardih:—

1 to 127, 154, 155, 156, 157, 158, 159, 160, 161, 162 and 163.

Plot Nos. acquired in village Sutikdih:—

1 to 115, 189, 190, 191, 192, 193 and 194.

Plot Nos. acquired in village Sudawdih:—

1 to 9.

Boundary Description:

- 1—2 line passes along the Northern boundary of the villages Swardih, Sutikdih and Sudamdih.
 2—3 line passes along the Western boundary of the Railway (through village Sudamdih).

3—4 line passes along the Northern boundary of the Railway (through villages Sudamdih, Sutikdih and Swardih).

4—1 line passes along the (Part) Western boundary of village Swardih (along Nala).

SUB-BLOCK II'

All Rights.

Sl. No.	Village	Thana	Thana No.	District	Area in Acres	Remarks
1.	Swardih .	Jharja	161	Dhanbad	115.25	Part.
2.	Sutikdih .	Jharja	163	Dhanbad	172.80	Part.
3.	Sudamdih .	Jharja	164	Dhanbad	229.00	Part.
TOTAL:—					517.05 Acres (Approximately)	

Plot Nos. acquired in village Swardih:—

129 to 150, 152 and 153.

Plot Nos. acquired in village Sutikdih:—

118 to 188 and one un-numbered Plot surrounded by plot Nos. 128, 129, 137 and 144.

Plot Nos. acquired in village Sudamdih:—

13 to 370, 372, 373, 374, 375, 376, 377, 380, 385 to 392, and one un-numbered plot (Road) surrounded by Plot Nos. 13, 376, 27, 32, 33, 46, 53, 54, 56, 57, 58, 61 and 62.

Boundary Description:

5—6 line passes along the Southern boundary of the Railway through villages Swardih, Sutikdih, Sudamdih and through River Damodar.

6—6/1 line passes along the Western boundary of the Railway through village Sudamdih.

6/1—7 line passes along the Southern bank of River Damodar.

7—5 line passes along the (Part) Western boundary of village Swardih.

SUB-BLOCK III

All Rights.

Sl. No.	Village	Thana	Thana No.	District	Area in Acres	Remarks
1.	Sudamdih .	Jharja	164	Dhanbad	4.75	Part.
TOTAL					4.75 Acres (Approximately)	

Plot No. accutred in village Sudamdih: 383.

Boundary Description:

8—9 line passes along the (Part) Northern boundary of village Sudamdih.

9—10 line passes along the (Part) Eastern boundary of village Sudamdih.

10—8 line passes along the Eastern boundary of the Railway (through village Sudamdih).

SUB-BLOCK IV

All Rights.

Sl. No.	Village	Thana	Thana No.	District	Area in Acres	Remarks
1.	Sudamdih .	Jharja . .	164	Dhanbad	23.60	Part.
TOTAL :—					23.60 Acres (Approximately)	

Plot Nos. acquired in village Sudamdih: 371 and 382.

Boundary Description:

- 11—12 line passes along the (Part) Eastern boundary of village Sudamdih.
 12—13 line passes along the (Part) Eastern boundary of village Sudamdih (through River Damodar).
 13—14 line passes along the Southern bank of River Damodar.
 14—14/1 line passes along the Eastern boundary of the Railway (through River Damodar).
 14/1—11 line passes along the Eastern boundary of the Railway (through village Sudamdih).

**SCHEDULE B
SUB-BLOCK V**

Drg. No. Rev/149/61

Dated 3-7-61

(showing the lands where rights to mine, quarry, bore, dig and search for win, work and carry away minerals are acquired.)

Mining Rights.

Sl. No.	Village	Thana	Thana No.	District	Area in Acres	Remarks
1.	Swardih .	Jharia	161	Dhanbad	15.75	Part.
2.	Sutikdih .	Jharia	163	Dhanbad	16.70	Part.
3.	Sudamdih .	Jharia	164	Dhanbad	78.05	Part.
4.	Gorigram .	Chas	237	Dhanbad	345.50	Part.
5.	Chhatanr .	Chas	238	Dhanbad	58.63	Part.
6.	Bhojudih .	Chas	239	Dhanbad	111.10	Part.
TOTAL:—					625.75 Acres.	(Approximately)

Plot Nos. acquired in village Swardih: 128 and 151.

Plot Nos. acquired in village Sutikdih: 116 and 117.

Plot Nos. acquired in village Sudamdih: 10, 11, 12, 378, 379, 381 and 384.

Plot Nos. acquired in village Gorigram: 1, 5 to 765, 1461 to 1829, 2414 to 2423, 2427 to 2431.

Plot Nos. acquired in village Chhatanr: 800 to 905 and 1282.

Plot Nos. acquired in village Bhojudih: 1 to 141, 142(P), 143 to 154, 155(P), 160(P), 220(P), 221(P), 222(P), 223 to 226, 227(P), 1274, 1275, 1277, 1278 and 1279.

Boundary Description:

- 7—6/1 line passes along the Southern bank of River Damodar.
 6/1—6 line passes along the Western boundary of the Railway (through village Sudamdih).
 6—5 line passes along the Southern boundary of the Railway (through villages Sudamdih, Sutikdih and Swardih).
 5—4 line passes along the (Part) Western boundary of village Swardih (along Nala).
 4—3 line passes along the Northern boundary of the Railway (through villages Swardih, Sutikdih and Sudamdih).
 3—2 line passes along the Western boundary of the Railway (through village Sudamdih).
 2—8 line passes along the (Part) Northern boundary of village Sudamdih.
 8—10 line passes along the Eastern boundary of the Railway (through village Sudamdih).

- 10—11 line passes along the (Part) Eastern boundary of village Sudamdih.
 11—14/1 line passes along the Eastern boundary of the Railway (through village Sudamdih).
 14/1—14 line passes along the Eastern boundary of the Railway (through village Sudamdih).
 14—13 line passes along the Southern bank of River Damodar.
 13—15 line passes through plot Nos. 160, 155, 222, 221, 220 and 142 in village Bhojudih.
 15—16 line passes through plot Nos. 142, 227 in village Bhojudih along the Northern boundary of Railway (through villages Bhojudih, Chhatanr and Gorigram).
 16—17 line passes along the (Part) Western boundary of village Gorigram.

[No. C2-20(14)/62.]

P. S. KRISHNAN, Under Secy.

MINISTRY OF STEEL & HEAVY INDUSTRIES**(Department of Iron & Steel)**

New Delhi, the 2nd June 1962

S.O. 1773/ESS.COMM/Iron & Steel-AM(63).—The following Notification issued by the Iron and Steel Controller under proviso to Clause 15(1) of the Iron and Steel (Control) Order, 1956 is published for general information:—

"NOTIFICATION

S.O. 1774.—In exercise of the powers conferred under proviso to Sub-Clause 1 of Clause 15 of the Iron & Steel (Control) Order, 1956 as amended from time to time and with the approval of the Central Government the Iron and Steel Controller hereby notifies the following Addendum to Appendix I—Extras list, published under S.O. No. 2249-ESS. COMM/Iron and Steel-15(1) and 27(1) in Part II Section 3(ii) of the Gazette of India, dated 1st November 1958.

ADDENDUM**Appendix I—Extras List**

Base Price item No. 9A—Hot Rolled Strips or B.P. sheets in Coils—thickness 3:15 mm to 2'00 mm.

(A) Thickness*Rebate in Rupees per M/ton*

(i) 10 mm	..	Rs. 62'00
(ii) 8 mm	..	Rs. 52'00
(iii) 6 mm & 7mm	..	Rs. 42'00
(iv) 4 mm & 5 mm	..	Rs. 33'00

*Extra in Rupees per M/ton***(B) Cost of slitting Hot rolled strips wider than 325 mm**

Rs. 20'00 per M/ton

C. V. RAMACHANDRAN,
 Price and Accounts Officer
 for Iron and Steel Controller".

[No. SC(C)-2(45)/61.]

M. PRASAD, Dy. Secy.

DELHI DEVELOPMENT AUTHORITY

New Delhi, the 2nd June 1962

S.O. 1775.—In pursuance of the provisions of sub-section (4) of Section 22 of the Delhi Development Act, 1957, the Delhi Development Authority has replaced at the disposal of the Central Government the land described in the schedule

below for placing it at the disposal of Land and Development Office, Ministry of Works, Housing and Supply, Government of India, New Delhi.

SCHEDULE

Piece of land measuring 1.190 acres bearing khasra No. 767-Min situated in Southern Ridge Estate (New Delhi Northern Extension Area).

The above plot of land is bounded as follows.

NORTH :	:	Pucca Road
SOUTH :	:	Pucca Road
EAST :	:	Pucca Road
WEST :	:	Pucca Road

[No. L.2(40)59.]

R. K. VAISH, Secy.

OFFICE OF THE SUPERINTENDENT OF CENTRAL EXCISE & CUSTOM VAPI (SURAT)

SHOW CAUSE NOTICE

Vapi, the 29th May 1962

- S.O. 1776.**—Whereas it appears that the marginally noted goods, which were unclaimed goods, were seized by the S.R.P. staff, to the west of Vadoli village, in Bagwada Beat at Daman Frontier on 28-10-1961. The goods were imported from Daman by land in contravention of section 5(1) of the Land Custom Act 1924 and Govt. of India, Ministry of Commerce & Industry, Import Control Order No. 17/55 of 7-12-1955, issued under the Imports & Exports (Control) Act 1947 and deemed to have been issued under section 19 of the Sea Custom Act 1878. Now, therefore, any person claiming the goods is hereby called upon to show cause to the Superintendent of Central Excise & Customs, Vapi, why the goods should not be confiscated under section 5(3) of the Land Custom Act 1924 and section 167(8) of the Sea Custom Act 1878 read with section 3(2) of the Imports & Exports (Control) Act 1947 and why a penalty should not be imposed
1. Henary Sandoz 16 watches
4 fls, 21 jewels, shock protected, unbreakable main spring, swiss made, stainless steel, tropicalised waterproof, shock protected swiss made, No. 310-wrist watches.
 2. One old bag.
 3. One old bag.
 4. One old bush coat.
 5. One old banian.
 6. One old wooven bag.
 7. One old handkerchief.
 8. Two empty glass bottles.
 9. One pair rubber shoes.
 10. One pair old chapples.

on him/her under section 7(1) of the Land Custom Act 1924 read with section 167(8) of the Sea Custom Acts 1878.

If such an owner fails to turn up to claim the unclaimed goods or to show cause against the action proposed to be taken within 30 days from the publication of this notice in the Govt. Gazette, the goods in question will be treated as unclaimed and the case will be decided accordingly.

[No. VIII(b)15-254/61.]

K. M. SHAH,

Supdt. Customs & C.Ex. VAPI.

OFFICE OF THE COLLECTOR OF CENTRAL EXCISE, BANGALORE

CENTRAL EXCISE

Bangalore, the 16th May 1962

S.O. 1777.—In supersession of this Collectorate Central Excise Notification No. 1/62 dated 22-1-1962 and in exercise of the powers conferred on me under Rule 233

of the Central Excise Rules, 1944, I hereby direct all manufacturers of Cosmetics and Toilet Preparations that their products should bear labels clearly indicating:—

- (i) The number of the Central Excise Licence in Form L.4;
- (ii) The name of the manufacturer or the name of the owner in case the manufacturer himself is not the owner;

2. A specimen of the label should be lodged with the Superintendent of Central Excise concerned for his record before it is brought into use.

3. The instructions contained herein will come into effect from 1st July, 1962.

[No. 5/62.]

N. MOOKHERJEE,
Collector of Central Excise.

CENTRAL EXCISE COLLECTORATE, POONA

Poona, the 19th May 1962

S.O. 1778/C.E.R. No. 7/1962.—In exercise of the powers conferred upon me under Rule 233 of the Central Excise Rules, 1944, I hereby make the following amendment in the Poona Central Excise Collectorate Notification No. CER-3/1962, dated the 23rd January, 1962:—

- (1) In clause (a) (i) of the said Notification after the word “manufacturer” the words “or the name of the owner in case the manufacturer himself is not the owner” shall be inserted.
- (2) Clauses (iii) and (iv) shall be deleted.
- (3) These amendments will come into effect from the 1st July, 1962.

[No. F. VI(14F)3-1/61.]

B. D. DESHMUKH, Collector.

CENTRAL EXCISE COLLECTORATE, NEW DELHI

CORRIGENDUM

New Delhi, the 1st June 1962

S.O. 1779.—In the table annexed to this Collectorate Notification (Central Excises) issued under S.O. 1318, dated the 3rd June, 1961 published in Part II, Section 3, Sub-section (ii) of the Gazette of India, dated the 10th June, 1961, the following further amendment shall be made:—

Add the following in the beginning against the power of Inspector in the said Notification—

Column 1	Column 2	Column 3
Inspector.	9 (B) (2)	To accept bond in form B-13 to cover any particular consignment.

[No. C. IV(8)1/62]

K. NARASIMHAN, Collector.

MINISTRY OF FOOD AND AGRICULTURE (Department of Agriculture)

New Delhi, the 29th May 1962

S.O. 1780.—The following draft of certain rules further to amend the Essential Oils Grading and Marking Rules, 1954, which the Central Government proposes to make in exercise of the powers conferred by section 3 of the Agricultural Produce (Grading and Marking) Act, 1937, (I of 1937), is published as required by the said

section, for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 20th June, 1962.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

Draft rules

1. These rules may be called the Essential Oils Grading and Marking (Amendment) Rules, 1962.

2. In rule 2 of the Essential Oils Grading and Marking Rules, 1954, (hereinafter, referred to as the said rules), for the figures and word "III to VII", the figures and word "III to X" shall be substituted.

3. In rule 3, of the said rules, for the words and figures "in schedules III to VII" the words and figures "in schedules III to X" shall be substituted.

4. In schedule I to the said rules, under the heading "(b) colour scheme", after item (V) and the entries relating thereto, the following items and entries shall be inserted namely:—

"(vi) *Oil of Vetiver (Khus).*

Grade designation	Colour of lettering showing the grade	Colour of border of the label
Grade A	Red	Red

(vii) *Oil of Vetiver-Roots (Cultivated).*

Grade designation	Colour of lettering showing the grade	Colour of border of the label
Grade A	Red	Red

(viii) *Oil of Himalayan Cedarwood.*

Grade designation	Colour of lettering showing the grade	Colour of border of the label
Grade A	Red	Red

5. After Schedule VII, to the said rules, the following schedules shall be inserted namely:—

"SCHEDULE VIII"

Grade designation and definitions of quality of Oil of Vetiver (*Khus*) (North Indian Oil of Vetiver)
(See Rules 2 and 3)

Physico-chemical characteristics

Grade Designation	Specific gravity at 30°/30° C †	Optical rotation	Refractive index at 30° C ‡	Acid value maximum (using 2 to 2.5 g. of the sample)	Saponification value (using 4 to 5 g. of the sample)	Saponification value after acetylation	Total alcohol as vetiverol ($C_{15}H_{24}O$) percent by weight min.	Total ketone content (as $C_{15}H_{22}O$) percentage by weight min.	Solubility in 80% (by volume) ethyl alcohol	Description and appearance
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
Grade A	0.9900 to 1.0320	—50° to —130°	1.512 to 1.523	40	25 to 80	145 to 200	70	24	One to two volumes	Oil of Vetiver (<i>Khus</i>) shall be obtained by steam or hydrodistillation of clean, fresh, air-dry or dry roots of <i>Vetiveria zizanioides</i> (Linn.) Nash. The oil shall be clear, free from sediment, suspended matter, separated water and adulterants. It shall have characteristic aroma and persistent odour of <i>khus</i> roots and shall be light brown to deep brown, sometimes greenish in colour.

*The specifications are based on the Indian Standards Specification for Vetiver (*Khus*) Oil. (IS.1177-1957)

†The correction factor for specific gravity for each degree centigrade rise in temperature is (—)0.00071.

‡The correction factor for refractive index for each degree centigrade rise in temperature is (—)0.00039.

SCHEDULE IX*

Grade designation and definitions of quality of Oil of Vetiver-roots (cultivated)
(See Rule 2 and 3)

Physico-chemical characteristics									
Grade Designation	Specific gravity at 30°/30° C†	Optical rotation	Refractive index at 30° C‡	Acid value maximum (using 2 to 2.5 g. of the sample)	Saponification value (using 4 to 5 g. of the sample)	Saponification value after acetylation	Carbonyl value (using 3 g. of the sample)	Solubility in 80% (by volume) ethyl alcohol	Description and appearance.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
Grade A	0.9920 to 1.0150	+10° to +25°	1.516 to 1.530	35	25 to 50	125 to 155	55 to 70	One to two volumes.	Oil of vetiver roots (cultivated) shall be obtained by steam or hydrodistillation of clean, fresh or air-dry roots of the cultivated plant called <i>Vetiveria zizanioides</i> (Linn.) Nash, fam. Gramineae. The oil shall be clear, free from sediment suspended matter, separated water and adulterants. It shall have characteristic and persistent aroma with pleasant woody character and shall be light brown to reddish brown, sometimes greenish in colour.

*The specifications are based on the Indian Standard Specifications for Oil of Vetiver roots (cultivated (IS-1614-1960).

†The correction factor for specific gravity for each degree centigrade rise in temperature is (—)0.00071.

‡The correction factor for refractive index for each degree centigrade rise in temperature is (—)0.00039.

SCHEDULE X*

Grade designation and definitions of quality of Oil of Himalayan Cedarwood.
(See rules 2 and 3)

Physico-chemical characteristics								
Grade Designation	Specific gravity at 30°/30° C†	Optical rotation	Refractive index at 30° C ‡	Acid value maximum	Saponification value	Saponification value after acetylation	Solubility in 90% ethyl alcohol	Description and appearance
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
Grade A	0.9323 to 0.9573	+20° to +62	1.5038 to 1.5120	5	10 to 25	25 to 45	10 to 15 volumes.	Oil of Himalayan Cedarwood shall be obtained primarily by the distillation of the waste sawdust, chips and wood-shavings of the heartwood of the <i>deodar</i> tree, <i>Cedrus deodara</i> , Loud., fam. Pinaceae. The oil shall be clear free from Sediment, suspended matter, separated water, and adulterants. It shall have a heavy balsamic odour and shall be of light yellow to reddish brown in colour.

*The specifications are based on the Indian Standard Specification for Oil of Himalayan Cedarwood (IS = 1615-1960)

†The correction factor for specific gravity for each degree centigrade rise in temperature is (—)0.00091.

‡The correction factor for Refractive index for each degree centigrade rise in temperature is (—)0.00040."

(No. F.16-1/62-AM)

(Department of Agriculture)

New Delhi, the 31st May 1962

S.O. 1781.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the President hereby makes the following rules further to amend the Directorate of Marketing and Inspection (Class III Posts) Recruitment Rules, 1960, namely:—

1. These rules may be called the Directorate of Marketing and Inspection (Class III Posts) Recruitment (Amendment) Rules, 1962.
2. In the Schedule annexed to the said rules, under the heading "A. Headquarters—1. Non-Ministerial (Technical)," after item 14 and the entries relating thereto, the following items and entries shall be inserted, namely:—

“15 Studio Attendant	Rs. 195—3—	..	20—23 years.	<i>Essential :</i>	Two years.	Direct recruitment.
	131—4—155					
	General Central services					
	Class III Non-Gazetted non-Ministerial.					
				1. Matric or equivalent.		
				2. about 2 years experience as a dark room Assistant in photo or Film Studio.		
				<i>Desirable :</i>		
				Experience of operating Cinema projectors.		

[No. F. 1-5/62-AM.]

V. S. NIGAM, Under Secy.

MINISTRY OF WORKS, HOUSING & SUPPLY

New Delhi, the 29th May 1962

S.O. 1782.—In exercise of the powers conferred by clause (I) of article 299, of the Constitution, the President hereby directs that the following instruments may be executed on his behalf by the Manager, Government of India Press, Nasik Road, namely:—

"All contracts and other instruments relating to the grant of licenses of land, shops, houses and other immoveable property in the Government of India Press Colony, Nasik Road".

[No. F. 25(2)/61-S&P. I.]

A. S. NAIK, Jt. Secy.

(Department of Rehabilitation)

(Office of the Chief Settlement Commissioner)

New Delhi, the 26th May 1962

S.O. 1783.—In exercise of the powers conferred upon me by sub-section (2) of Section 34 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, (44 of 1954), I, S. W. Shiveshwarkar, Chief Settlement Commissioner hereby delegate with effect from the 2nd May, 1962, my powers under sub-section (2) of section 30 of the said Act, to Shri S. S. Grewal, Settlement Commissioner, Punjab, in so far as such orders relate to any sums due under the said Act, in respect of the property (including agricultural land) in the State of Punjab in a rural area as defined in clause (f) of rule 2, of the Displaced Persons (Compensation and Rehabilitation) Rules, 1955, and forming part of the compensation pool. Shri S. S. Grewal will exercise this power only so long as he holds the post of Secretary, Rehabilitation Department, Punjab Government.

[No. 3(24)/L&R/62.]

ORDER

New Delhi, the 26th May 1962

S.O. 1784.—In exercise of the powers conferred by sub-section (2) of Section 34, of the Displaced Persons (Compensation and Rehabilitation) Act, 1954. I, S. W. Shiveshwarkar, Chief Settlement Commissioner, hereby delegate with effect from the 2nd May, 1962, Shri S. S. Grewal, Settlement Commissioner, Punjab, the powers conferred upon me under Sections 23, 24 and 28, of the said Act, for the purpose of passing necessary orders under these Sections in so far as they relate to the custody, management and disposal of property (including agricultural land) in the State of Punjab in a rural area as defined in clause (f) of rule 2, of the Displaced Persons (Compensation and Rehabilitation) Rules, 1955, which forms part of the Compensation Pool. Shri S. S. Grewal will exercise this power so long as he holds the post of Secretary, Rehabilitation Department, Punjab Government.

[No. 3(24)/Land and Rent/62.]

S. W. SHIVESHWARKAR,
Chief Settlement Commissioner.

(Department of Rehabilitation)

(Office of the Chief Settlement Commissioner)

New Delhi, the 29th May, 1962

S.O. 1785.—In exercise of the powers conferred by Clause (a) of Sub-Section (2) of Section 16, of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, (No. 44 of 1954), the Central Government hereby appoints for the State of Rajasthan, Shri S. P. Mathur, Managing Officer, in the office of the Regional Settlement Commissioner, Jaipur as Managing Officer for the custody, management and disposal of Compensation Pool with effect from the date he took over charge of his office.

[No. 7(6)ARG/62.]

S.O. 1786.—In exercise of the powers conferred by Sub-Section (1) of Section 3, of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, (44 of 1954), the Central Government hereby appoints Shri S. P. Mathur, Managing Officer as Settlement Officer for the purpose of performing the functions assigned to such officers by or under the said Act, with immediate effect.

[No. 7(6)ARG/62.]

S.O. 1787.—In exercise of the powers conferred by Sub-Section (1) of Section 3, of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, (44 of 1954), the Central Government hereby appoints Shri Agya Ram as Settlement Officer for the purpose of performing the functions assigned to such officers by or under the said Act, with effect from the date he took over the charge of his office.

[No. 6(8)ARG/62.]

KANWAR BAHADUR,
Settlement Commissioner (A) and
Ex-Officio Dy. Secy.

(Rehabilitation Department)
(Office of the Chief Settlement Commissioner)

New Delhi, the 29th May 1962

S.O. 1788.—Where as the Central Government is of opinion that it is necessary to acquire the evacuee properties specified in the Schedule hereto annexed in the Union territory of Delhi for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons, including payment of compensation of such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced persons (Compensation & Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire, and hereby acquires the evacuee properties specified in the Schedule hereto annexed.

THE SCHEDULE.

S. No.	Particulars of property		Area	Name of evacuee with rights in the property		Remarks
	Khewat No.	Khasra No.	Big.	Bis.		
V. SAT BARI						
1	116/172	860	4	8	Majid Hamid s/o Husaini of equal	
		861	1	10	share 1/12 share Latif Majda,	
		862	4	16	Bhoola, of equal share 1/12	
		864	4	16	share Sharif s/o Bandu 1/12	
		866	4	14	share Nasibkhan Bazida ss/o	
		879	3	8	Banja of equal share 1/4 share	
					Hakimdad Ala dad, ss/o	
			23	12	Murad of equal 1/4 share.	
					Hamida s/o Mukhtiar 1/8	
					Share evacuee, Ida Sadiq	
					ss/o Sher Khan of equal	
					share 1/8 share non-evacuee	
					vested in Custodian.	
2	118/196	430/2	2	3	Hafizan wd/o Ishaq Mohd.	
		44	4	12	Shafi Rafiq Ahmed ss/o	
			6	15	Karam Khan shareholder	
					of equal share evacuee mort-	
					gagor Majid s/o Shahzad	
					mortgagee non-evacuee vest-	
					ed in Custodian.	
BHOOR GARH						
3	36/1/96/1	28/3/4	0	11	Mehmooda Begum wd/o Jasin	
		28/4/2	1	19	Khan evacuee mortgagor	
			2	10	Puran Singh Anar Singh	
					Risal ss/o Faqira of	
					equal share 1/2 share Bhartoo	
					s/o Mare 1/2 share mort-	
					gagee non-evacuee vested in	
					Custodian.	
4	43/103	46/11/1	1	4	Mst. Mehmooda Begum wd/o	
					Yasin Khan Ismail Khan s/o	
					Ibrahim Khan evacuee mort-	
					gagor Ram Chand Hukmi	
					Chand Puran ss/o Man Singh	
					of equal share 1/4 share.	
					Hira Lal s/o Her Lal 1/4 share	
					Sultan s/o Herphool 1/2	
					share mortgagee non-eva-	
					cuee vested in Custodian.	
5	34/94	28/3/2	1	5	Mehmooda Begum wd/o Yasin	
					Khan evacuee mortgagor,	
					Chhagan s/o Khushi mort-	
					gagee vested in Custodian.	

S. No.	Particulars of property		Area	Name of evacuee with rights in the property	Remarks
	Khewat No.	Khasra No.	Big. Bis.		
HAMIDPUR					
6	1/104	43/16/1/2	0 4	Gulab s/o Maroo 1 share. Imam-din s/o Badloo 4 share occupancy tenants evacuee.	

[No. F.1(10)/Land & Rent/62.]

S.O. 1789.—In exercise of the powers conferred by sub-section (1) of Section 3, of the Displaced Persons (Compensation and Rehabilitation) Act, 1954, (44 of 1954), the Central Government hereby appoints Shri S. S. Grewal, Secretary, Rehabilitation Department, Punjab Government so long as he holds that post, to be a Settlement Commissioner in the State of Punjab, for the purpose of performing, in addition to his own duties as Secretary Rehabilitation Department, Punjab Government the functions assigned to a Settlement Commissioner by or under the said Act, in respect of agricultural lands and shops in any rural area including houses, cattle sheds and vacant sites, if any, in any such area allotted alongwith any such lands and forming part of the Compensation Pool.

[No. F. 3(24)/Land and Rent/62.]

M. J. SRIVASTAVA,

Settlement Commissioner & Ex-Officio
Under Secy.**MINISTRY OF TRANSPORT AND COMMUNICATIONS**

(Department of Transport)

(Transport Wing)

Ports*New Delhi, the 31st May 1962*

S.O. 1790.—In pursuance of sub-section (3) of Section 6 of the Bombay Port Trust Act, 1879 (Bombay Act VI of 1879), the Central Government hereby publishes the following return received from the Bombay Chamber of Commerce and Industry, Bombay, namely:—

Return showing the name of the gentleman elected by the Bombay Chamber of Commerce and Industry, in accordance with the provisions of the Bombay Port Trust Act, to be a member of the Board of Trustees of the Port of Bombay during the absence on leave of Mr. P. C. R. Coates.

Date of Election	Name of gentleman	Panel of commercial interests represented
16th May, 1962.	Mr. N. M. Sinclair, Burmah-Shell Oil Storage and Distributing Co. of India Ltd.	Mineral Oil.

[No. 8-PG (52)/62.]

HARBANS SINGH, Under Secy.

(Department of Communications & Civil Aviation)

(P. & T. Board)

New Delhi, the 4th June 1962

S.O. 1791.—In pursuance of sub-rule (2) of rule 11 clause (b) of sub-rule (2) of rule 14 and sub-rule (1) of rule 23 of the Central Civil Services (Classification, Control and Appeal) Rules, 1957, the President hereby makes the following

further amendments in the notification of the Government of India in the late Ministry of Communication (Posts and Telegraphs) No. S.R.O. 620, dated the 28th February, 1957, namely:—

In part II, General Central Service, Class III, of the Schedule to the said notification—

- (1) under the heading "Offices of the Regional Engineers, Maintenance and other offices under their jurisdiction"—
 - (i) in the entries in columns 2, 3 and 5 for the words and brackets "District Manager of Telephones New Delhi in respect of staff working under the administrative control of Regional Engineer Maintenance, New Delhi," wherever they occur.... the following words shall be substituted, namely:—
"Director of Planning"
 - (ii) in the entries in column 5 against the entry "Engineering Supervisor" in column 1, for the words and brackets "Member (Administration), the following words and brackets shall be substituted, namely:—
"General Manager (Telephones)";
- (2) under the heading "Telegraph Offices under the charge of officers of Telegraph Traffic Service, Class I or Class II, Officers of Telegraph Engineering and Wireless Service, Class II, Telegraph Masters and Telegraphists"—
 - (i) in the entries in columns 2, 3 and 5, after the words "Director of Telegraphs", wherever they occur, the words "Director of Planning" shall be inserted;
 - (ii) in the entries in column 5 against the entry "Telegraph Master; Ministerial staff in Higher and Lower Selection Grades; Telegraphists" in column 1, after the words and brackets "Member (Administration)", the words and brackets "General Manager (Telephones)" shall be inserted.

[No. 44/5/61-Disc.]

D. K. AGARWAL,
Assistant Director General.

MINISTRY OF HEALTH

ORDER

New Delhi, the 30th May 1962

S.O. 1792.—Whereas the Government of India, in the Ministry of Health, has by notification No. F.16-3/61-MI, dated the 27th June, 1961, made in exercise of the powers conferred by sub-section (1) of section 14 of the Indian Medical Council Act, 1956 (102 of 1956), recognised the medical qualification "Doctor of Medicine" granted by the Harvard University, United States of America, for the purposes of the said Act;

Now, therefore, in exercise of the powers conferred by the proviso to sub-section (1) of section 14 of the Indian Medical Council Act, 1956 (102 of 1956), the Central Government hereby specifies the period of one year with effect from 1st August, 1962 or so long as Dr. James Henry Austin, who possesses the said qualifications, continues to work in the All-India Institute of Medical Sciences, New Delhi, or the Christian Medical College, Vellore or both, to which he is attached for the time being for the purposes of teaching, research or charitable work, whichever is shorter, as the period to which Medical practice of the said Dr. James Henry Austin shall be limited.

[No. F.16-2/62-MI.]

B. B. L. BHARADWAJ, Under Secy.

MINISTRY OF SCIENTIFIC RESEARCH AND CULTURAL AFFAIRS

New Delhi, the 2nd June 1962

S.O. 1793.—In exercise of the powers conferred by section 35 of the Institutes of Technology Act, 1961 (59 of 1961), the Central Government hereby makes the following rules, namely:—

1. **Short title and commencement.**—(i) These rules may be called the Council (Institutes of Technology) Rules, 1962.

(ii) They shall come into force at once.

2. **Definitions.**—In these rules, unless the context otherwise requires—

(a) 'Act' means the Institutes of Technology Act, 1961 (59 of 1961);

(b) 'Council' means the Council established under the Act;

(c) 'Secretary' means the Secretary of the Council.

3. **Manner of filling vacancies.**—The authority or the body entitled to nominate or elect representatives on the Council shall be invited by the Secretary to do so within a reasonable time not ordinarily exceeding eight weeks from the date on which such invitations are issued by him. The same procedure shall be followed for filling casual vacancies on the Council.

4. **The meetings and the manner of conducting business thereat.**—(a) The Council shall meet at least once during a calendar year.

(b) Meetings of the Council shall be convened by the Chairman of the Council either on his own initiative or at the request of the Secretary or on a requisition signed by not less than four members of the Council.

(c) Ten members shall form a quorum for a meeting of the Council.

(d) The Chairman of the Council, if present, shall preside at every meeting of the Council. In his absence, the members shall elect one from amongst themselves to preside at the meeting.

(e) A written notice of every meeting shall be sent by the Secretary to every member at least three weeks before the date of the meeting. The notice shall state the place, date and time of the meeting.

(f) The notice of a meeting may be delivered either by hand or sent by registered post at the address of each member, as recorded in the office of the Council and if so, sent, shall be deemed to be duly delivered at the time at which notice would be delivered in the ordinary course of post.

(g) Agenda for a meeting shall be circulated by the Secretary to the members at least ten days before a meeting.

(h) Notices of motions for inclusion of any item in the agenda must reach the Secretary at least a week before the meeting. The Chairman of the Council may however, permit inclusion of any item for which due notice has not been received.

(i) The ruling of the Chairman of the Council in regard to all questions of procedure shall be final.

(j) The minutes of the proceedings of a meeting of the Council shall be drawn up by the Secretary and circulated to all the members of the Council. The minutes, together with any amendment or amendments suggested, shall be placed for confirmation of the Council at its next meeting. After the minutes are confirmed and signed by the Chairman of the Council, they shall be recorded in a minute book which shall be kept open for inspection of the members of the Council at all times during office hours.

(k) All questions considered at the meetings of the Council, shall be decided by a majority of the votes of the members present, including the Chairman of the Council. If the votes are equally divided, the Chairman of the Council shall have a second or casting vote.

5. **Functions and manner of exercising thereof.**—(a) The Council shall exercise such powers and perform such duties as are assigned to it by the Act.

(b) The Council may exercise its functions either directly or delegate such of its functions as considered necessary to the Chairman of the Council. The actions taken by the Chairman of the Council, in exercise of such a delegation, shall be reported to the Council at its next meeting.

(c) Where it is not expedient to convene a meeting, the Secretary may with the approval of the Chairman of the Council, circulate such item or items, as are considered necessary, among the members and obtain their comments to enable the Chairman of the Council to take decisions thereon. Such matters shall be reported to the Council at its next meeting.

(d) The Council may set up such Committee or Committees, standing or *ad hoc*, with definite terms of reference, as are considered necessary. The report or reports of such Committee or Committees shall be placed for consideration and decisions of the Council at its meeting.

6. Travelling and other allowances.—(1) The members of the Council referred to in clauses (b), (f), (i) and (j) of sub-section (2) of section 31 of the Act shall be entitled to travel by Air-conditioned coach and can claim fare thereof plus incidental expenses at the rate of 12 pies per mile for each single journey. When such members travel by air, the incidental expenses drawable shall be one-fifth of the standard air-fare or Rs. 30/-, for each single journey whichever is lower. Further they will be entitled to daily allowance at the rate of Rs. 20/- per day for the day(s) of the meeting and at the same rate for the day preceding and/or the day following the meeting if,

(i) he arrives in the forenoon of the day preceding the day of the meeting or an earlier day; and/or

(ii) he departs at 12 noon or in the afternoon of the day following the day of the meeting or on a later day.

But he will be entitled to only Rs. 10 for the day preceding and/or for the day following the meeting if,

(i) he arrives at 12 noon or in the afternoon of the day preceding the day of the meeting, and/or

(ii) he departs in the forenoon of the day following the day of the meeting.

A member, resident at a place where the meeting of the Council or its Committee is held will not be entitled to travelling and daily allowances on the scales indicated above but will be allowed only the actual cost of conveyance hire subject to a maximum of Rs. 10/- per day.

(2) The members of the Council referred to in clause (k) of sub-section (2) of section 31 of the Act shall be entitled to such travelling and daily allowances as are admissible to them as members of Parliament appointed to Committees and Commissions set up by the Government of India.

(3) The members of the Council referred to in clauses (a), (c), (d), (e), (g) and (h) of sub-section (2) of section 31 of the Act shall be entitled to such travelling and daily allowances as are admissible to them under the rules of their employing bodies. They shall claim their travelling and daily allowances from the respective organisations to which they belong.

7. Interpretation.—Save as provided in clause (i) of rule 4, if any question arises relating to the interpretation of these rules, the decision of the Central Government thereon shall be final.

[No. F. 25-2/62-T.6.]

G. K. CHANDIRAMANI, Jt. Secy.

ARCHAEOLOGY

New Delhi, the 2nd June 1962

S.O. 1794.—Whereas by notification of the Government of India in the Ministry of Scientific Research and Cultural Affairs No. F. 4-38/61-C.1, dated the 12th February, 1962 published in Part II, Section 3, sub-section (ii) of the Gazette of India, dated 17th February, 1962 as S.O. 499, the Central Government gave notice of its intention to declare the ancient monument specified in the schedule below to be of national importance.

And whereas no objection has been received to the making of such declaration.

Now, therefore, in exercise of the powers conferred by sub-section (3) of section 4 of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), the Central Government hereby declares the said ancient monument to be of national importance.

SCHEDULE

State	District	Taluk	Locality	Name of Monument	Revenue plot numbers to be included under protection	Area	Boundaries	Ownership	Remarks
Madras	Kanya-kumari.	Kalkulam	Thirunathikara (hamlet of Thirupparappu).	Rock-cut-cave temple together with adjacent land in Survey Plot Nos. 2632/8, 2632/9 and 2632/10.	Whole of Survey Plot Nos. 2632/8, 2632/9 & 2632/10.	11.558 acres.	North : Survey Plot No. 2818/4. East : Part of Survey Plot No. 2818/4 and Survey Plot Nos. 2834, 2819 and 2632/12 (Tope). South : Survey Plot Nos. 2632/11, 2616, 2618 and 2632/7. West : Survey Plot Nos. 2624 and 2632/5	Survey Plot No. 2632/9— State Govt. Survey Plot Nos. 2632/8 and 2632/10— Private.	Temple is under worship.

[No. F. 4-38/61-C.1.]

S. J. NARSIAN,
Assistant Educational Adviser.

MINISTRY OF LABOUR AND EMPLOYMENT

New Delhi, the 30th May 1962

S.O. 1795.—PW/Mines/Oil-fields/Rules/Am.—In exercise of the powers conferred by sub-sections (2), (3) and (4) of section 26, read with section 24, of the Payment of Wages Act, 1936 (4 of 1936), the Central Government hereby makes the following rules further to amend the Payment of Wages (Mines) Rules, 1956, the same having been previously published, as required by sub-section (5) of the said section 26, namely:—

1. These rules may be called the Payment of Wages (Mines) Amendment Rules, 1962.
2. In the Payment of Wages (Mines) Rules, 1956
 - (i) in sub-rule (2) of rule 1, the words "or in any oil-field" shall be inserted at the end;
 - (ii) after rule 1, the following rule shall be inserted, namely:—
 "1A The provisions of these rules shall apply in relation to oil-fields as they apply in relation to mines".
 - (iii) in rule 2, after clause (j) the following clause shall be inserted, namely:—
 "(jj) 'oilfield' means an oilfield as defined in clause (e) of section 3 of the Oilfields (Regulation and Development) Act, 1948."

[No. Fac. 52(36)/58.]

New Delhi, the 31st May 1962

S.O. 1796.—Whereas, in the opinion of the Central Government:—

- (1) the rules of the provident fund of the establishments mentioned in Schedule I (hereinafter referred to as the said establishments), with respect to the rates of contribution are not less favourable to the employees therein than those specified in section 6 of the Employees' Provident Funds Act, 1952, (19 of 1952); and
- (2) the employers in the said establishments are also in enjoyment of other provident fund benefits which on the whole are not less favourable to the employees than the benefits provided under the Employees' Provident Funds Scheme 1952, (hereinafter referred to as the said Scheme), in relation to the employees in any other establishment of a similar character;

Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of section 17 of the Employees' Provident Funds Act 1952, (19 of 1952), the Central Government, hereby exempt the said establishments with effect from the date mentioned against each from the operation of all the provisions of the said Scheme subject to the conditions specified in Schedule II, hereto annexed which are in addition to the conditions mentioned in sub-section (1) of the said section.

SCHEDULE I

S. No.	Name and address of establishments	Effective date of exemption
1.	The Binod Mills Co. Ltd., UJJAIN.	1-6-1953
2.	The Deepchand Mills, UJJAIN.	1-6-1953
3.	Rhupendra Iron & Metal Works, UJJAIN.	1-5-1954
4.	Binod Silk & Art Silk Mills, UJJAIN.	1-4-1955
5.	The Central India Machinery Manufacturing Co. Ltd., Birla Nagar.	1-11-1952
6.	Gwalior Rayon Silk Manufacturing (Weaving) Co. Ltd., Birla Nagar.	1-11-1952

SCHEDULE II

Final conditions of exemption

Every establishment shall have a provident fund scheme in force the rules of which with respect to the rates of contribution shall not be less favourable than

those specified in section 6, of the Act and the employees shall also be in enjoyment of other provident fund benefits which on the whole shall not be less favourable to the employees than the benefits provided under the Act or any Scheme in relation to the employees in any other establishment of a similar character and these rules shall be followed in all respects.

2. The employer in relation to each establishment (hereinafter referred to as the 'employer') shall within three months of the date of publication of this notification, amend the constitution of the Provident Fund maintained in respect of the establishment in regard to the following matters, namely:—

- (a) the Provident Fund shall vest in a Board of Trustees and there shall be a valid instrument in writing, which adequately safeguards the interests of the employees and such instrument shall be duly registered under section 5, of the Indian Trusts Act, 1882;
- (b) the Board of Trustees shall consist of an equal number of representatives of the employees and the employer and all questions before the Board shall be decided by a majority of votes;
- (c) the employer shall nominate one of his representatives on the Board as the Chairman who may exercise a casting vote if so provided under the rules of the establishment. Where a casting vote is exercised or where no casting vote is exercised but the opinion of the representatives is equally divided, the matter shall be referred to the Regional Provident Fund Commissioner or the State Provident Fund Commissioner appointed under the said Scheme (hereinafter referred to as Regional/State Commissioner) within whose jurisdiction the establishment to which the matter relates is situated and whose decision in the matter shall be final.

3. The Provident Fund rules of any establishment shall not be amended except with the previous approval of the Regional/State Commissioner. Where any amendment affects the interests of the employees before giving his approval, the Regional/State Commissioner shall give a reasonable opportunity to the employees to explain their point of view.

4. (a) The employer shall maintain accounts of the Provident Fund in such manner and submit such return to the Regional/State Commissioner as the Central Provident Fund Commissioner may, from time to time, direct.

(b) The employer shall furnish to the Regional/State Commissioner such accounts relating to the Provident Fund of the establishment as the Central Provident Fund Commissioner may prescribe from time to time. He shall also furnish an annual statement of account or a Pass Book, in such form as may be approved, to each subscriber who, but for the exemption would have been member of the Fund established under the Employees' Provident Fund Scheme, 1952.

(c) The employer shall make all investment of accumulations accruing after the date of exemption in securities of the Central Government. The reinvestment or conversion of securities on maturity shall also be in the securities of the Central Government. The employer shall formulate a procedure for prompt investment of provident fund moneys and shall get it approved from the concerned Regional/State Commissioner.

5. The employer shall afford such facilities for inspection of the accounts of the Provident Fund as the Central Provident Fund Commissioner may from time to time specify.

6. All expenses involved in the administration of the Provident Fund Scheme including the maintenance of accounts, submission of accounts and returns, transfer of accumulations and payment of inspection charges shall be borne by the employers.

7. The employer shall display on the notice board of his establishment in English, a copy of the approved rules and the translation of salient points of the rules in the language of the majority of workers respectively.

8. The employer shall within 3 months of the date of publication of this notification transfer to the Board of Trustees the accumulations standing to the credit of the employees who but for the exemption would have been members of the Statutory Fund.)

9. When the Fund is wound up or exemption of the establishment is cancelled, accumulations standing to the credit of the employees who, but for the exemption, would have been members of the Statutory Fund shall be transferred to that Fund as soon as possible and, in any case, not later than 30 days in the case of securities and not later than 10 days in the case of cash in hand or bank, together with a statement or statements as may be required by the Regional/State Commissioner or Commissioners concerned.

10. The employer shall accept the past provident fund accumulations of an employee who is already a member of the Employees' Provident Fund or an exempted fund and who obtains employment in his establishment. Such an employee shall immediately be admitted as a member of the establishment's Provident Fund. His accumulations which shall be transferred within 3 months of his joining the establishment shall be credited to his account.

11. The employer shall provide for nomination in his provident fund rules in accordance with the provisions contained in paragraph 61 of the Employees' Provident Funds Scheme, 1952.

12. The amount of contributions shall be calculated to the nearest quarter of a rupee; that is, 12·5 naye paise or more shall be counted as the next higher quarter of a rupee and fractions of a rupee less than 12·5 naye paise shall be ignored. The amounts of inspection charges and damages shall be calculated to the nearest 5 naye paise; that is, 2·5 naye paise or more shall be counted as 5 naye paise and any amount less than 2·5 naye paise shall be ignored.

13. On all repayable loans granted by establishments interest shall be charged at the rate of 4½ per cent. or 1 per cent above the rate allowed on the balance to the credit of the members whichever is higher.

14. The employer shall pay to the Regional/State Commissioner inspection charges payable, failing which damages shall be paid at a rate fixed by the Central Government from time to time.

15. Exemption granted by this notification is liable to be withdrawn by the Central Provident Fund Commissioner for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.

16. The Central Government reserve the right to impose such further conditions as may be deemed necessary in the interests of the employees in the establishments.

[No. 9/26/61/PF-II.]

P. D. GAIHA, Under Secy.

New Delhi, the 31st May 1962

S.O. 1797.—In exercise of the powers conferred by section 73-F of the Employees' State Insurance Act, 1948 (34 of 1948), the Central Government hereby exempts the factories situate in the areas in the State of Bihar mentioned in the Schedule appended to this notification, from payment of employer's special contribution leviable under Chapter V-A of the said Act till the enforcement of the provisions of Chapter V of that Act in those areas.

SCHEDULE

Sl. No.	Name of District	Name of the area	Name of the Factory
1	Singhbhum	Chakulia	M/s. Bharat Engineering and Manufacturing Company.
		Chalbassa	1. Chalbassa Electric Supply Company. 2. M/s. Orient Potteries (P) Ltd.
2	Gaya	Sonensgar	132 K.V. Grid Sub-Station.
		Chandauti	132 K.V. Grid Sub-Station.
3	Champanan	Bara Chakia	M/s. Mahabir Saw Mills.

Sl. No.	Name of District	Name of the area	Name of the Factory
4	Chapra	Chapra	M/s. Annaburna Dal and Oil Mills.
5	Monghyr	Lakhisarai	M/s. Himatram Kanhaiya Lal Dal Kal.
6	Santhal Paraganas	Sabibganj	1. M/s. Dhanraj Sagarmal Oil and Roller Flour Mills. 2. Government Power House. 3. M/s. Matrumal Dhannalal Engineering Works. 4. M/s. Dhannalal Kishore Kumar Oil Mills
		Dumka	M/s. National Engineering Works.
		Jasidih	M/s. Shree Bajdyanath Iron and Steel Company Ltd.
7	Darbhanga	G Bhabara	M/s. K. Jirwal Oil Mills.
		Madhepur	M/s. Milk Products (India) Limited.
8	Bhagalpur	Badua Dam P.O.	M/s. Repairs Field Workshop.
		Atarhara Sabibganj.	
9	Hazaribagh	Dumcharch	M/s. Dumcharch Workshop of C.M.I. Limited.
		Gola	132, K.V. Grid Substation D.V.C.
		Burmoo	M/s. Hind State Mining Corporation Workshop (P) Limited.
10	Purnea	Purnea	M/s. Purnea Motor Works.
11	Ranchi	Huluhundu	1. M/s. Paman Das and Company. 2. M/s. Bihar Stone Industries.
12	Dhanbad	Panchet	M/s. Mechanical Workshop Panchet Mill Project, D.V.C. Panchet Hydel Station.
		Jamshoda	M/s. TISCO Limited Central Washery.
13	Muzaffarpur	Birgaia	Jagamba Engineering Works.

[No. F. 6(24)/62-HI.]

BALWANT SINGH, Under Secy.

New Delhi, the 31st May 1962

S.O. 1793.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947) the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the matter of an application under Section 33-A, of the Industrial Disputes Act, 1947, (XIV of 47).

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL DHANBAD.

Application No. 94, of 1960, arising out of Reference No. 27 of 1960.

Ref.—In the matter of a complaint under Section 33-A, of the Industrial Disputes Act, 1947 (XIV of 47).

PARTIES:

Latu Ram, Mazdoor, East Bhagatdih Colliery c/o Secretary Bihar Coal Miners' Union, Digwadih, P.O. Jealgora, Dt., Dhanbad.—*Complainant.*

Vs.

Manager, East Bhagatdih Colliery., The East Bhagatdih Colliery Co., (P) Ltd., P.O. Jharla, Dt. Dhanbad.—*Opp. party.*

PRESENT:

Shri Salim M. Merchant, B.A.L.L.B.,—*Presiding Officer.*

APPEARANCES:

Shri Pritish Chanda, President, Bihar Coal Miners Union,—for the *complainant*.

Shri L. J. Pathak, Chief Personnel Officer,—for the *opposite party*.

Dhanbad, dated the 19th May, 1962.

INDUSTRY: Coal.

STATE: Bihar.

AWARD

This is a complaint purporting to be under Section 33-A, of the Industrial Disputes Act, 1947, (XIV of 47). At the adjourned hearing of this complaint on 18th May, 1962, the parties filed the terms of settlement which had been reached between them and prayed that an award be made in terms thereof. A copy of the joint application of the parties is annexed hereto and marked Annexure 'A'. As I am satisfied that, in the facts and circumstances of the case the terms of settlement are fair and reasonable, I make an award in terms thereof. No order as to costs.

Sd./- SALIM M. MERCHANT,

Presiding Officer.

Central Govt., Industrial Tribunal,
Dhanbad.

ANNEXURE "A"

BEFORE THE PRESIDING OFFICER, CENTRAL GOVERNMENT INDUSTRIAL
TRIBUNAL AT DHANBAD.

In the matter of Application No. 94, of 1960, under Section 33-A, of Industrial Disputes Act, 1947.

ARISING OUT OF REFERENCE No. 27 OF 1960

Shri Latu Ram.—*Applicant*.

Vs.

Manager, East Bhuggatdih Colliery—*Opp. Party*.

The application on behalf of the parties above named

Most respectfully sheweth:

1. That without going into the merits of the case and the contentions of the respective parties they have agreed to settle the dispute on the following terms:—
2. The workman gives up his claim for reinstatement.
3. The Management agrees to treat him as retrenched on 4th April, 1960, i.e., the date of termination of his employment and shall pay him retrenchment compensation as per provisions of Section 25-F, of the Industrial Disputes Act, 1947, for his services from 1st October, 1957, till 2nd April, 1960.
4. In view of the long period which has passed since the date he is deemed to have been retrenched, the Management further agrees to pay him an *ex-gratia* amount of Rs. 250 (Rupees two hundred and fifty) only in addition to the retrenchment compensation, mentioned in clause 3 above.
5. The parties shall bear their respective costs.
6. The amounts due to the workman as per these terms of settlement shall be paid to him within a week hereof.

It is therefore humbly prayed that the Hon'ble Tribunal may kindly be graciously pleased to pass an award in terms of the settlement as aforesaid.

And for this the party shall ever pray.

For the workmen.

(Sd.) Illegible

18-5-1962.

Bihar Coal Miner's Union.

L.T.I.

of

LATU RAM.

For the employers.

Sd./- L. J. PATHAK,
Chief Personnel Officer,
East Bhuggatdih Colliery.

Before me.

Sd/- SALIM M. MERCHANT,
Presiding Officer,
Central Govt. Industrial Tribunal
Dhanbad.

[No. 8/32/62-LR II

New Delhi, the 1st June 1962

S.O. 1799.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Kendwadih Colliery and their workmen.

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL AT DHANBAD

REFERENCE No. 6 of 1962

PARTIES:

Employers in relation to the Kendwadih Colliery.

AND

Their workmen.

Dhanbad, dated the 24th May, 1962.

PRESENT:

Shri Salim M. Merchant, B.A.L.L.B.,—*Presiding Officer.*

APPEARANCES:

Shri D. L. Sen Gupta Advocate, with Shri S. Das Gupta, Secretary, Colliery Mazdoor Sangh, *for the workmen*, with Shri Indrasan Singh, *workman concerned.*

Shri S. S. Mukherjee, Advocate, with Shri C. D. Thakkar, Chief Personnel Officer, Kendwadih Colliery,—*for the employers.*

STATE: Bihar.

INDUSTRY: Coal.

AWARD

The Government of India, by Ministry of Labour and Employment Order No. 2/3/62-LR II, dated 25th January, 1962, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act 1947 (XIV of 47), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order to me for adjudication.

SCHEDULE

"Whether the termination of services of Shri Indrasan Singh by the management of the Kendwadih colliery was legal and proper, and if not, to what relief is he entitled?"

2. At the hearing of this dispute on 23rd May, 1962, the parties filed the terms of the settlement reached between them and have prayed that an award be made

in terms thereof. As the terms are fair and reasonable, I accept the same and make an award in terms of the settlement recorded in the joint application of the parties dated 23rd May, 1962. A copy of the joint application of the parties is enclosed herewith and marked Annexure 'A', and it shall form part of this award. No order as to costs.

Sd./- SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

DHANBAD,
24-5-1962.

ANNEXURE 'A'

BEFORE THE PRESIDING OFFICER, CENTRAL GOVT. INDUSTRIAL
TRIBUNAL, DHANBAD

REFERENCE No. 6 of 1962

Employers in relation to the Kendwadiah Colliery.

AND

Their workmen.

The parties above-named beg to state as follows:—

That without prejudice to the contentions of the parties the matter has been amicably settled on the following terms:—

- (1) That Shri Indrasan Singh shall be paid a lump sum of Rs. 1,500 (Rupees one thousand five hundred only) in full and final settlement of his claims in the present reference.
- (2) That the above payment will be made within 15 days from the date of this agreement.
- (3) That the Union does not press the claim for reinstatement of Shri Indrasan Singh.
- (4) That the parties will bear their own respective cost.

It is, therefore, humbly prayed that the above compromise may kindly be recorded and award passed in terms thereof.

For Workmen:—

Sd./- D. L. SEN GUPTA,
Advocate.

Sd./- S. DAS GUPTA,
Secretary,
Colliery Mazdoor
Sangh.

Sd./- INDRASAN SINGH,
Workmen concerned.

For Employers:—

Sd./- S. S. MUKHERJEE,
Advocate.

Sd./- C. D. THAKKAR,
Chief Personnel
Officer,
Kendwadiah Colliery.

Before me

Sd./- SALIM M. MERCHANT,
Presiding Officer,
Central Govt. Industrial Tribunal,
Dhanbad.

[No. 2/3/62-LRII.]

S.O. 1800.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the East Kumardhubi Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 80 of 1961.

PARTIES:

Employers in relation to the East Kumardhubi Colliery.

AND

Their workmen.

Dhanbad, dated the 23rd May, 1962.

PRESENT:

Shri Salim M. Merchant, B.A.L.L.B.,—Presiding Officer.

APPEARANCES:

Shri L. J. Pathak, Chief Personnel Officer, East Kumardhubi Colliery —*for the employers.*

Shri S. Bose, Member Central Executive Committee, Colliery Mazdoor Sangh— *for the workmen.*

STATE: Bihar.

INDUSTRY: Coal.

AWARD

This dispute was referred to this Tribunal by the Government of India, Ministry of Labour and Employment's order No. 2/206/61-LRII, dated the 28th October, 1961, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 47), in respect of the following subject matters, to me for adjudication.

SCHEDULE

"Whether the dismissal of Sarvashri Siwamuni Mahato (Bankman), Ram Laik Mahato (Haulage Khalasi) and Gama Thakur (underground trammer) by the management of East Kumardhubi Colliery was justified. If not, to what relief are they entitled?"

2. At the hearing of this dispute on 22nd May, 1962, the parties filed the joint application regarding the terms of settlement which have been reached between them, a copy of which is attached herewith and marked Annexure 'A'. The parties have prayed that an award be made in terms of the settlement reached between them which appear to me to be fair and reasonable. I therefore make an award in terms of the settlement reached between the parties. There will be no order as to costs.

Sd./- SALIM M. MERCHANT,
Presiding Officer,
Central Govt. Industrial Tribunal,
Dhanbad.

ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD.

REFERENCE No. 80 OF 1961

PARTIES:

Employers in relation to East Kumardhubi Colliery.

AND

Their workmen.

The application on behalf of the parties above named most respectfully sheweth:

1. Without going into the merits of the case and without dealing with the contentions of the parties, we have decided to settle the dispute on the following terms:—

- (a) That the workmen namely Sheo Muni Mahato, Bankman, Ram Laik Mahato, Pump Khalasi and Gama Thakur, Under Ground Trammer, give up their claim for reinstatement.
- (b) The management agrees to treat all the three workmen as retrenched with effect from the date of termination of their employment, i.e., 17th July, 1961.
- (c) That the above three workmen shall be paid the retrenchment compensation as per the provisions of Section 25-F, of the Industrial Disputes Act, 1947 (XIV of 47), as also one month's notice pay.
- (d) The amounts found payable as above shall be paid to the above workmen within fifteen days of the date of the publication of the Award in the official Gazette.

e parties shall bear their respective costs.

It is therefore prayed that the Hon'ble Tribunal may be graciously pleased to pass an award in terms of this settlement.

Dhanbad dated the 22nd May, 1962.

For the Workmen:

Sd./- SANKAR BOSE,
Member, Central Executive Committee,
Colliery Mazdoor Sangh.
22-5-1962.

Sd./- M. JHA,
Vice President,
Colliery Mazdoor Sangh,
East Kumardhubi Colliery Branch.
22-5-1962.

For the employers:

Sd./- L. J. PATILAK,
Chief Personnel Officer,
East Kumardhubi Colliery.
22-5-1962.

Before me

Sd./- SALIM M. MERCHANT,
Presiding Officer,
Central Govt., Industrial Tribunal,
Dhanbad.
22-5-1962.

[No. 2/206/61-LRII.]

S.O. 1801.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Balihari Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD.

REFERENCE No. 5 OF 1962

PARTIES:

Employers in relation to the Balihari Colliery

AND

Their workmen.

PRESENT:

Shri Salim M. Merchant, B.A. LL.B., Presiding Officer.

APPEARANCES:

Shri S. S. Mukherjea, Advocate, with Shri C. D. Thacker, Chief Personnel Officer, Balihari Colliery—for the employers.

Shri S. V. Achariar, General Secretary, Hindusthan Khan Mazdoor Sangh with Shri A. Das, Secretary, Hindusthan Khan Mazdoor Sangh—for the workmen.

Dhanbad, dated the 25th May 1962

STATE: Bihar.

INDUSTRY: Coal.

AWARD

The Government of India, by Ministry of Labour & Employment's order No. 2/210/61-LRII dated 23rd January 1962, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer the industrial between the parties above-named in respect of the subject matters specified in the following schedule to the said order to me for adjudication.

SCHEDULE

"Whether the discharge of Shri Balkrishna Ram, night guard, by the management of Messrs. Balihari Colliery Company Private Limited was and justified. If not, to what relief he is entitled?"

2 After the parties had filed their written statements, at the hearing dispute before me on 25th May 1962 they filed a joint application the terms of settlement that had been reached between them and pray

award be made in terms thereof. A copy of the said joint application of parties is annexed hereto and marked Annexure 'A'. As I am satisfied that the terms of settlement are fair and reasonable I make an award in terms of the settlement recorded in Annexure A hereto. No order as to costs.

Sd./- SALIM M. MERCHANT,
Presiding Officer,
Central Govt. Industrial Tribunal
Dhanbad.

ANNEXURE 'A'
BEFORE THE PRESIDING OFFICER, CENTRAL GOVERNMENT INDUSTRIAL
TRIBUNAL, DHANBAD

REFERENCE No. 5 OF 1962

Employers in relation to the Balihari Colliery

AND

Their workmen.

The parties above-named beg to state as follows:—

That without prejudice to the contention of the parties the matter has been amicably settled on the following terms:—

- (1) That Shri Balkishun Ram shall be paid a lump sum of Rs. 1,150/- (Rupees One thousand One hundred and Fifty only) in full and final settlement of his claim in the present reference.
- (2) That the above payment will be made within 15 days from the date of this agreement.
- (3) That the Union does not press the claim for reinstatement of Shri Balkishun Ram.
- (4) That the parties will bear their own respective costs.

It is therefore humbly prayed that the above compromise may be kindly recorded and award passed in terms thereof.

For Workmen:—

1. S. V. ACHARIOR,
General Secretary,
Hindustan Khan Mazdoor Sangh
25-5-62.
2. A. DAS,
Secretary,
Hindustan Khan Mazdoor Sangh
(Balihari Branch)
25-5-62.

For Employers:—

1. S. S. MUKHERJEE,
Advocate.
25-5-62.
2. C. D. THACKAR,
Chief Personal Officer,
Balihari Colliery,
25-5-62.

Taken on file,
(Sd.) SALIM M. MERCHANT,
Presiding Officer,
Central Govt. Industrial Tribunal
Dhanbad.
25-5-62.

[No. 2/210/61-LRII.]

S.O. 1802.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Khas Karanpura Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD.

REFERENCE No. 61 OF 1960

PARTIES:

Employers in relation to the Khas Karanpura Colliery

AND

Their workmen.

Dhanbad, dated the 23rd May 1962

PRESENT:

Shri Salim M. Merchant, B.A.L.L.B., Presiding Officer.

APPEARANCES:

Shri S. S. Mukherjee, Advocate—for the employers.

Shri S. K. Mukherjee, Advocate, with Shri P. B. D. Choudhury—for the workmen.

STATE: Bihar.

INDUSTRY: Coal.

AWARD

The Government of India, Ministry of Labour & Employment by its Order No. 2/186/59-LRII dated 27th December 1960, made in exercise of the powers conferred by clause (d) of sub-Section (1) of Section 10 of the Industrial Disputes, Act, 1947 (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order to me for adjudication.

SCHEDULE

"Having regard to the nature of the duties carried out by Shri P. R. Sircar, Clerk of Khas Karanpura Colliery, whether the action of the management in placing him in Grade III as per Award of the All India Industrial Tribunal (Colliery Disputes), as modified by the Labour Appellate Tribunal, can be justified? If not, to what relief is he entitled and with effect from which date after the 28th May 1959?"

2. An earlier dispute between this company and its workmen relating to the retrenchment with effect from 16th November 1959 of three workmen including Shri P. R. Sircar was referred by Government Order No. 2/81/60-LRU dated 12th May 1960 for adjudication to the Industrial Tribunal at Dhanbad and it was registered as Reference No. 23 of 1960. The late Shri G. Palit the then Presiding Officer of the Dhanbad Tribunal by his award dated 25th July 1960 was pleased to hold that the retrenchment of the three workmen including the retrenchment of P. R. Sircar was not justified and he ordered their reinstatement within one month of the award coming into operation and he further allowed them compensation for the period of forced idleness from 16th November 1959 upto the date of reinstatement at the rate of half their usual wages. Against this award the employer company moved the High Court of Patna and a stay of the award in Reference No. 23 of 1960 was granted.

3. The instant dispute centres round the short question whether having regard to the nature of the duties carried out by P. R. Sircar the action of the management in placing him in grade III as per the Award of the All India Industrial Tribunal (Colliery Disputes) as modified is justified and if not to what relief is he entitled and with effect from which date after the 28th May 1959.

4. After the parties had made their submissions before me at the hearing on 21st May 1962 they arrived at a settlement by which P. R. Sircar is to be placed in the clerical grade II with effect from 28th May 1959 and he is to be paid a basic salary of Rs. 61/- as on 28th May 1960 in the scale of Rs. 48-3-57-4-93 prescribed by the Award of the All India Industrial Tribunal (Colliery Disputes) as modified, for grade II clerks. However, in view of the writ petition pending against the award of this Tribunal in the earlier reference No. 23 of 1960 relating to the retrenchment of P. R. Sircar, the terms of settlement provide that the above will take effect only when the award in Reference No. 23 of 1960 becomes enforceable after the disposal of the Writ Application No. M.J.C. 725 of 1960 pending before the Patna High Court. A copy of the joint application of the parties recording the terms of agreement is annexed hereto and marked Annexure 'A'. The parties have prayed that I should make an award in terms of the agreement recorded in the Annexure 'A' and as, in the facts and circumstances of the case, I consider that this settlement is fair and reasonable, I make an award in terms of Annexure 'A' annexed hereto. No order as to costs.

Sd/- SALIM M. MERCHANT,

Presiding Officer,

DHANBAD,
The 23rd May 1962.

Central Government Industrial Tribunal, Dhanbad.

ANNEXURE 'A'

BEFORE THE CHAIRMAN, CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL
DHANBAD

REFERENCE No. 61 OF 1960

Employers in relation to the Khas Karanpura Colliery

AND

Their workmen.

The above matter is compromised and settled as per following—

Terms of Agreement:

1. That the workman Sri P. R. Sarkar "Typlst" of Khas Karanpura Colliery is to be placed in Grade II of the Clerical Grade with effect from 28th May 1959. He will be given Rs. 61/- on 28th May 1960 in the scale of Rs. 48—3—57—4—93.

2. That this will take effect only when the Award of Ref. No. 23 of 1960 become enforceable after the disposal of writ application No. M.J.C. 725/60 pending in the Patna High Court.

3. That the parties will bear their respective costs. The above-named parties pray that the above agreement may be allowed and an Award may be drawn accordingly.

For Employer

S. S. MUKHERJEE,
Advocate.

For Workmen
S. K. MUKHERJEE,
Advocate.

P. B. D. CHOUDHURY,
Secretary.
Colliery Staff Association.
Before me
Sd/- SALIM M. MERCHANT,
Presiding Officer,
Central Govt. Industrial Tribunal, Dhanbad.
[No. 2/186/59-LRII.]

S.O. 1803.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Calcutta, in the industrial dispute between the employers in relation to the Pootkee Colliery and their workmen.

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL: CALCUTTA

Camp: Dhanbad.

REFERENCE No. 14 OF 1962

PARTIES:

Employers in relation to the Pootkee Colliery

AND

Their workmen.

PRESENT:

Shri L. P. Dave—*Presiding Officer*

APPEARANCES:

For the Employers—Shri S. Mukherjee, Advocate. Shri S. S. Kapur.

For the workmen—Shri P. B. D. Choudhury, General Secretary, Colliery Staff Association, Bengal & Bihar.

STATE: Bihar.

INDUSTRY: Coal Mines.

AWARD

The Government of India, Ministry of Labour and Employment, by their order No. 1/45/60-LRII dated 5th July 1961, referred the industrial dispute existing between the employers in relation to Pootkee Colliery and their workmen in respect of the question whether the Management was justified in retrenching the eight workmen mentioned in the schedule of the above order and, if not, to what relief they were entitled, for adjudication to the Industrial Tribunal, Dhanbad. By subsequent order No. 4/90/61-LRII dated 13th December 1961, the proceedings in relation to the above dispute were withdrawn from the Dhanbad Tribunal and transferred to this Tribunal for disposal according to law.

Both the parties had filed their written statements before the Dhanbad Tribunal. Hence, notices were issued by this Tribunal for hearing of the case. On the first date of hearing, the parties asked for an adjournment in order to enable them to compromise the dispute. The matter was thereupon adjourned. Before the next date, a memorandum purported to be a memorandum of settlement between the parties was received by post by the Tribunal. A representative of the employers appeared on the date of hearing and accepted the compromise; but none appeared on behalf of the workmen. No orders were therefore passed on the memorandum of settlement. The matter was then fixed for hearing to-day, when the representatives both of the employers and workmen appeared before me and admitted the settlement, a copy of which is annexed herewith. The dispute relates to eight specific workmen who were retrenched by the Management. Under the compromise, the notices of retrenchment is agreed to be withdrawn in case of four of them. The workmen did not press the claim of the other four for reasons mentioned in the memorandum of settlement. In my opinion, the compromise is fair and reasonable. I am also told that it has already been implemented.

I therefore record the compromise and pass an award in terms thereof

L. P. DAVE,
Presiding Officer

Dated, the 14th May, 1962

BEFORE THE HON'BLE PRESIDING OFFICER,
CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, CALCUTTA

In the matter of Ref No 14 of 1962
(Dhanbad Tribunal Reference No. 52/1961)

BETWEEN:

Employers in relation to the Pootkee Colliery

AND

Their workmen represented by the Colliery Staff Association.

Memorandum of Settlement.

The parties, aforesaid, most respectfully beg to submit that the aforesaid matter has been amicably settled between the parties on joint negotiations on the following terms:—

1. The management agrees to withdraw the notices of retrenchment served on the following four workmen:—

1. Sri S. C. Ghosh,
2. Sri P. B. Ghosh,
3. Sri Avadhut Singh (Adbhut Singh), and
4. Sri J. N. Singh.

2. The management agrees to allow Sri J. N. Singh to resume his duties at the Pootkee Colliery.

3. The workmen agree to the transfer of (1) Sri S. C. Ghosh, (2) Sri P. B. Ghosh and (3) Sri Avadhut Singh (Adbhut Singh) to either Bhowra Colliery or Amlabad Colliery owned by the same Company, at the latter's discretion if immediate absorption of the said workmen at the Pootkee Colliery be not possible.

4. Pending the availability of separate family quarters for Sri S. C. Ghosh, Sri P. B. Ghosh and Sri Avadhut Singh (Adbhut Singh) as they had been enjoying in the Pootkee Colliery, the management shall provide for each of the said three workmen a seat in the mess-quarters in the Bhowra Colliery or in the Amlabad Colliery, as the case may be.

5. As soon as any family quarter is available at the colliery where the aforesaid workmen would be transferred under clause 3 above, the management shall give priority to their claims in that behalf.

6. The management agrees to retransfer the aforesaid three workmen back to the Pootkee Colliery and reprovide their housing accommodation to them as and when any vacancy in their grade occurs at the Pootkee Colliery.

7. In recognition of the fact that (1) Sri Sarajuddin and (2) Sri S. A. Salan have accepted the retrenchment compensation, the workmen do not further pursue their case in the present proceedings.

8. In recognition of the fact that Sri Raha has been reinstated in his post with continuity of service, the workmen do not press his case as well.

9. The workmen also do not press the claim of Sri N. R. Bose for reinstatement. The management, therefore, agrees to pay all his dues including his compensation for retrenchment, unpaid wages, bonus, leave pay, train fare and any other amount that may be found due to him on any other account whenever he calls at the colliery office on any working day during working hours for the purpose.

10. The management agrees to treat the period of absence of the aforesaid four workmen, namely (1) Sri S. C. Ghosh, (2) P. B. Ghosh, (3) Sri Avadhut Singh (Adbhut Singh), and (4) Sri J. N. Singh from the date on which their services had been terminated to the date of their reporting for work as leave without pay and without any break in the continuity of their service.

11. The aforesaid four workmen, namely (1) Sri S. C. Ghosh, (2) Sri P. B. Ghosh, (3) Sri Avadhut Singh (Adbhut Singh), and (4) Sri J. N. Singh shall report to the Manager, Pootkee Colliery on 1st April, 1962 or on any day thereafter for work.

12. The parties shall bear their own costs.

13. The parties pray that this Hon'ble Tribunal may be graciously pleased to give its award in terms aforesaid.

D. NARSINGH,
Advocate

S. S. MURHERFF,
Advocate.

P. B. D. CHOUDHURY,
General Secretary,
Colliery Staff Association.

S. S. KAPUR,
Chief Personnel Officer.

For the Workmen.

For the Employers

Dated 13th March 1962.

Dated 13th March 1962.

I admit the above settlement
Sd/- P. B. D. CHOUDHURY,
14-5-62.

I also admit this settlement
Sd/- S. S. KAPUR,
14-5-62.

[No. 1/45/60-LRIL]

S.O. 1804.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the North Golukdih Colliery and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

Reference No. 25 of 1961

PARTIES:

Employers in relation to the North Golukdih Colliery

AND

Their workmen

Dhanbad, dated the 23rd may, 1962.

PRESENT:

Shri Salim M Merchant, B.A.L.L.B., Presiding Officer.
Appearances:

Shri H. N. Singh, Vice President, Koyla Mazdoor Panchayat—for the workmen.

Shri S. S. Saini, Manager, North Golukdih Colliery—for the employers.

STATE: Bihar.

INDUSTRY: Coal.

AWARD

The Government of India, Ministry of Labour & Employment, by its Order No. 2/74/61-LRII dated the 24th April 1961 made in exercise of the powers conferred by clause (d) of Sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (XIV of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order to me for adjudication.

SCHEDULE

"Whether Shrimati Mako Majhiain, Hazree Kamin was stopped by the management from doing work with effect from 24th January 1961, and if so, to what relief she is entitled?"

2. At the hearing of the dispute before me on 21st May 1962 after the parties had made their submissions they arrived at a settlement of the dispute in terms recorded in the joint application which they have filed, copy of which is annexed hereto and marked Annexure 'A'. Under the terms of settlement the worker concerned namely Shrimati Mako Majhiain is to be reinstated in service in her former post of Hazree Kamin upon her reporting for duty by 1st June 1962 and she has to be made an *ex gratia* payment of Rs. 200/-. The reinstatement is to be with the benefit of continuity of service and the period of absence from 24th January 1961 to 1st June 1962 is to be treated as leave without pay.

3. As I am satisfied that the terms of settlement are fair and reasonable, I make an award in terms of the settlement reached between the parties. No order as to costs.

Sd/- SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.

Dhanbad,
23rd May, 1962.

Annexure 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD
Reference No. 25 of 1961

PARTIES:

Employers in relation to the North Golukdih Colliery.

AND

their workmen.

May it please the Tribunal,

We, the parties to the above dispute, have reached the following settlement and pray that an Award be made in terms thereof:—

The management agrees to reinstate Srimati Mako Majhiain in service in her former post of Hazree Kamin with continuity of service on her reporting for duty by 1st June 1962.

The period from 24th January 1961 to 1st June 1962 will be treated as leave without pay.

The management further agrees to pay Rs. 200/- to Shrimati Mako Majhiain as an *ex gratia* payment. This payment will be made to her on or before 1st June 1962.

Dated at Dhanbad this 21st day of May, 1962.
For the North Golukdih Colliery.

For the Koyla Mazdoor Panchayat
representing the workmen.

MEGHRAJ AGARWAL,
Proprietor.
21-5-1962.

H. N. SINGH,
Vice-President.

S. S. SAINI,
Manager.
Before me.

Sd/- SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Dhanbad.
21-5-62.

[No. 2/74/61-LRII.]

New Delhi, the 4th June 1962

S.O. 1805.—Whereas by the notification of the Government of India in the Ministry of Labour and Employment, No. S.O. 2960, dated the 11th December, 1961, the Central Government being satisfied that the public interest so required, had declared the industry for the supply of milk under the Delhi Milk Scheme to be a public utility service for the purposes of the Industrial Disputes Act, 1947 (14 of 1947) for a further period of six months from the 22nd December, 1961;

And whereas the Central Government is of the opinion that public interest requires the extension of the said period;

Now, theretore, in exercise of the powers conferred by the proviso to sub-clause (vi) of clause (n) of section 2 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby declares the said industry to be a public utility service for the purposes of the said Act for a further period of six months from the 22nd June, 1962.

[No. 1/44/62-LRI.]

New Delhi, the 5th June 1962

S.O. 1806.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the matter of an application under section 33A of the said Act from Shri Jainandan Singh, Bucketman, Loyabad Ropeway, C/o Indian Mines Workers' Federation, Post Office Dhanbad.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

APPLICATION No. 105 OF 1960 IN REFERENCE No. 27 OF 1960

In the matter of a complaint under Sec. 33A of I.D. Act 1947

PARTIES:

Jainandan Singh, Bucketman, Loyabad Ropeway, C/o. Indian Mines Workers' Federation, P.O. Dhanbad—*Complainant.*

Versus

1. Chief Mining Engineer, M/s. Bird & Co. Ltd., P.O. Sijua, Dist. Dhanbad.

2. The Ropeway Engineer, Loyabad Ropeway, P.O. Bansjora, Distt. Dhanbad—*Opp. Parties.*

APPEARANCES:

Shri Lalit Burman, Treasurer, Bihar Koyla Mazdoor Sabha—*for the complainant.*

Shri S. S. Mukherjea, Advocate, with Shri K. C. Ray, Chief Personnel Officer, and Shri J. P. L. Sinha, Group Personnel Officer—*for the Opposite Parties.*

INDUSTRY: Coal.

STATE: Bihar.

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

Dhanbad, dated the 23rd May 1962

AWARD

This is a complaint purporting to be under section 33A of the I.D. Act, 1947 and the complaint is that during the pendency of Reference No. 27 of 1960 the company had in breach of Sec. 33 of the Act dismissed the workman without the permission or approval of the Tribunal.

2. I have heard the case on merits and as I am of the opinion that this complainant is without substance I am disposing of it on its merits without dealing with the legal objections urged against the maintainability of the complaint by the employer company in its written statement.

3. The facts of the case that the complainant Jainandan Singh was employed as a Bucketman in the company's ropeway. It is admitted that he remained absent from work from 27th June, 1960. The complainant admits that he remained absent for more than 10 days from 27th June, 1960, but his contention is that the absence was due to his illness as proved by a medical certificate dated 11th September, 1960, issued by a Registered Medical Practitioner from his native place and an X-Ray report, dated 2nd July, 1960, of an X-Ray clinic

at Ranchi, which stated that his chest showed that he had, "Bronchovascular markings shown prominently in both the lungs, but there was no other abnormalities." According to the workman he had written a post card to the management informing them about his illness from his native place, but the receipt of the post card has been denied by the management, and the complainant has led no evidence to establish that he wrote that post card. It is admitted that on 24th August, 1960, a charge sheet was issued by the management against Jainandan Singh charging him with misconduct under Standing Order 27(16) for continuous absence without permission and satisfactory cause for more than 10 days. On 12th September, 1960, the complainant replied to the charge sheet stating that on 26th June, 1960, he had pain in the chest and a cough, but attended to his work in that condition and on 27th June, 1960, he went to his native place as there was no one to look after him at his place of work. He further stated that since 27th June, 1960 till 11th September, 1960, he was under the treatment of a medical practitioner of Chas and he produced a medical certificate dated 11th September, 1960, from one Dr. J. C. Chatterjee, a Registered Medical Practitioner of Chas. He further stated that during the course of his treatment he has sent a post card to the Ropeway Engineer informing of his condition. He, therefore, prayed that he may be allowed to resume duty. Not satisfied with this explanation, the management fixed an enquiry on 13th September, 1960, at 4 P.M. at which Jainandan was present. According to the management the charge against the complainant was established at the enquiry. Thereupon, by the Ropeway Engineer's letter dated 10th October, 1960, he was informed that he was dismissed from service. To this order Jainandan Singh on 26th September, 1960, made a representation to the C.M.E. of Messrs. Bird & Co. Ltd., in which he appealed to the C.M.E. to look into the matter and to direct that he may be allowed to resume work. On his not being allowed to resume his duties, he filed this complaint on 21st December, 1960.

In my opinion, there can be no quarrel with the management's action. It is admitted that the complainant absented himself from 27th June, 1960 and it is admitted that this absence from duty was without permission. Now, absence from work for more than 10 days without satisfactory cause is a misconduct under the company's standing order No. 27(16). Shri Lalit Burman for the complainant has argued that the complainant had shown satisfactory cause for his absence because he had produced a medical certificate to prove that the absence was due to his illness. The management has stated that it came to know of his illness only when he replied to the charge sheet. It is also significant that he took the medical certificate from Dr. Chatterjee of Chas. as late as on 11th September, 1960. No doubt the X-Ray report was taken at Ranchi on 2nd July, 1960, but that only showed that he had Bronchovascular markings in his lungs. On the other hand, the complainant had taken out a slip for treatment in the company's hospital. It is admitted that he did not take any leave when he absented himself from 27th June, 1960. He has not established that he had written to the management from his native place giving the reason for his absence. It is clear from the facts and circumstances of the case that the complainant suddenly absented himself from work on 27th June 1960 and offered explanation of his illness only when the charge sheet was served on him. In my opinion, the management was right in coming to the conclusion that the explanation offered by him was not satisfactory and in holding him guilty of the misconduct with which he was charged. I am not prepared to interfere with the management's finding that there was no reasonable explanation for his absence.

In the result, the complaint falls on merits and is dismissed. No order as to costs.

(Sd.) SALIM M. MERCHANT,
Presiding Officer.

Central Government Industrial Tribunal, Dhanbad.

[No. 8/32/62-LRIL]

ORDERS

New Delhi, the 31st May 1962

S.O. 1807.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Badjna Colliery of Messrs Oriental Coal Company Limited and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 7A and clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby constitutes an Industrial Tribunal, with Shri Hemanta Kumar Chaudhury as the Presiding Officer, with headquarters at Patna, and refers the said dispute for adjudication to the said Industrial Tribunal.

SCHEDULE

Whether the action of the management in suspending Sri Bindeswar Sharma, from 21st December 1961 to 30th December 1961 was justified. If not, to what relief is he entitled?

[No. 2/9/62-LRII.]

New Delhi, the 2nd June 1962

S.O. 1808.—Whereas the Central Government is of opinion that an industrial disputes exists between the employers in relation to the Aluminium Corporation of India and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 7A and clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby constitutes an Industrial Tribunal with Shri Hemanta Kumar Chaudhury as the Presiding Officer, with Headquarters at Patna and refers the said dispute for adjudication to the said Industrial Tribunal.

SCHEDULE

How far the demands of the workmen in respect of the following matters are justified:—

- (i) Revision of wages,
- (ii) Provision of medical facilities,
- (iii) Supply of uniforms to chowkidars, drivers, cleaners and shotfirers; and
- (iv) Supply of torch lights to shot-firers.

[No. 23/18/62-LRII.]

A. L. HANDA, Under Secy.

New Delhi, the 1st June 1962

S.O. 1809.—In exercise of the powers conferred by sub-sections (1) and (2) of section 8 of the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948) and in supersession of the notification of the Government of India in the late Ministry of Labour No. LR.21(22) dated the 1st June, 1949, the Central Government hereby makes the following rules, namely:—

1. **Short title and extent.**—These Rules may be called the Dock Workers (Advisory Committee) Rules, 1962.

(2) **They extend to all the major ports in India.**

2. **Definitions.**—In these rules, unless the context otherwise requires—

- (a) 'Act' means the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948);
- (b) 'Chairman' means the Chairman of the Dock Workers Advisory Committee;
- (c) 'Committee' means the Dock Workers Advisory Committee;
- (d) 'Member' means a member of the Dock Workers Advisory Committee.

Composition, Functions, etc. of the Committee:

3. Constitution.—The Committee shall consist of the following twenty-one members to be appointed by the Central Government, namely:—

- (1) seven members representing the Central Government who shall be—
 - (i) the Secretary to the Government of India in the Ministry of Labour and Employment, who shall be the Chairman,
 - (ii) A representative of the Ministry of Transport and Communications (Department of Transport),
 - (iii) the Chairman, Calcutta Dock Labour Board,
 - (iv) the Chairman, Bombay Dock Labour Board,
 - (v) Chairman, Madras Dock Labour Board,
 - (vi) Chairman, Cochin Dock Labour Board,
 - (vii) the Chairman, Vizagapatam Dock Labour Board.
- (2) seven members representing the employers of dock workers and shipping companies who shall be appointed in consultation with such Associations of employers and shipping companies as the Central Government may consider appropriate;
- (3) seven members representing the dock workers who shall be appointed in consultation with such unions of dock workers as the Central Government may consider appropriate.

4. Secretary of the Committee.—The Chief Labour Commissioner (Central) shall be the Secretary of the Committee and shall be entitled to attend and take part in the meetings of the Committee. He shall not have a right to vote.

5. Functions.—The Committee shall advise the Central Government upon such matters arising out of the administration of the Act or any scheme made thereunder as the Central Government may refer to it for advice.

6. Term of office of members.—(1) A member other than a member representing the Central Government shall hold office for a period of three years from the date of the notification appointing him as a member and shall be eligible for re-appointment:

Provided that an outgoing member shall continue in office until the appointment of his successor is notified in the Official Gazette:

Provided further that a member appointed to fill a casual vacancy shall hold office for the unexpired portion of the term of the person in whose place he is appointed.

(2) A member representing the Central Government may be appointed either by name or by virtue of his office. Every such member shall hold office during the pleasure of the Central Government.

(3) A member other than a member representing the Central Government may resign his office by a letter under his hand addressed to the Chairman.

(4) If a member proposes to proceed out of India, he shall before doing so, intimate to the Chairman, the anticipated date of his departure from and of his return to India and, if he intends to be absent from India for a period exceeding six months, he shall tender his resignation.

(5) A member shall be deemed to have vacated his office:—

- (a) if he proceeds out of India without complying with the provisions of sub-rule (4);
- (b) if he becomes an insolvent;
- (c) if he is convicted of any offence which, in the opinion of the Central Government, involves moral turpitude;
- (d) if he is absent from three consecutive meetings of the Committee without leave of absence from the Chairman;
- (e) if, in the opinion of the Central Government, a member who was appointed to represent dock workers or their employers ceases to be representative of dock workers or their employers, ~~as~~ the case may be; or
- (f) if, in the opinion of the Central Government, it is not desirable that he should continue to be a member.

7. Headquarters.—The headquarters of the Committee shall be at such place as may be fixed by the Central Government.

Conduct of Business of the Committee

8. Meetings.—(1) Every matter referred to the Committee for advice shall be considered either at a meeting of the Committee, or if the Chairman so directs, by circulation of the necessary papers for opinion to every member who is present in India at the time:

Provided that any member may request that the matter be considered at a meeting of the Committee and thereupon the Chairman may, and if the request is made by three or more members shall, direct that it be so considered.

(2) The Committee shall meet at such places and times as may be appointed by the Chairman.

(3) The Chairman shall preside over every meeting of the Committee at which he is present and in his absence the members present shall elect one of them to preside over the meeting and the member so elected shall at that meeting exercise all the powers of the Chairman.

(4) No business shall be transacted at a meeting of the Committee unless at least seven members are present:

Provided that if at any meeting less than seven members are present, the Chairman may adjourn the meeting to a date not less than seven days later, informing the members present and giving notice to other members that he proposes to dispose of the business at the adjourned meeting whether there is the prescribed quorum or not, and it shall thereupon be lawful for him to dispose of the business at the adjourned meeting irrespective of the number of members attending.

(5) Every question at a meeting of the Committee shall be decided by a majority of votes of the members present and voting; provided that a member shall in all cases have the right to have his note of dissent recorded.

(6) Every question referred to the members for opinion under sub-rule (1) shall, unless the Chairman in pursuance of the proviso to that sub-rule reserves it for consideration at a meeting, be decided in accordance with the opinion of the majority of the members recording opinion within the time allowed for it.

(7) In the case of an equal division of votes or opinions, as the case may be, the Chairman shall have a second or casting vote or opinion.

(9) Notice of meetings and list of business.—(1) Notice shall be given to every member present in India of the time and place fixed for each meeting at least fifteen days before the date of such meeting and each member shall be furnished with a list of business to be disposed of at the meeting:

Provided that when an emergent meeting is called by the Chairman, it shall not be necessary to give more than five days' notice.

(2) No business which is not on the list of business shall be considered at a meeting without the permission of the Chairman.

10. Minutes of meetings.—The minutes of each meeting of the Committee shall be circulated to all members present in India as soon as possible after the meeting, shall be read out and confirmed at the next meeting of the Committee, shall be signed by the Chairman or the member presiding, as the case may be, and shall thereafter be recorded in a minute book.

11. Power to invite experts to meetings.—The Chairman may invite one or more experts to be present at any meeting and to participate in the discussion of any technical matter, but such experts shall not be entitled to vote.

Allowances of Members

12. Every non-official member and any expert invited to attend a meeting of the Committee under rule 11, shall be entitled to travelling allowance, and daily allowance at such rates and subject to such terms and conditions as may

be specified by the Central Government from time to time for payment to non-official delegates attending meetings of the conferences and committees convened by that Government.

13. The Chairman shall be the Controlling Officer in respect of the bills for the allowances admissible under Rule 12.

[No. 528/35/62-Fac.(ii).]

S.O. 1810.—In exercise of the powers conferred by sub-sections (1) and (2) of section 8 of the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948), the Central Government hereby makes the following rules, namely:—

1. **Short title and extent.**—(1) These Rules may be called the Dock Workers (Regulation of Employment) Rules, 1962.

(2) They extend to all the major ports in India.

2. **Definitions.**—In these rules, unless the context otherwise requires—

(a) 'Act' means the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948).

(b) 'Board' means a Dock Labour Board established under section 5-A.

(c) 'Chairman' means the Chairman of the Dock Labour Board.

(d) 'Member' means a member of the Dock Labour Board.

(e) 'Scheme' means the Dock Workers (Regulation of Employment) Scheme, framed under sub-section (1) of section 4 of the Act.

3. **Composition of the Board.**—(1) Each Board shall consist of not less than 9 members and shall include an equal number of members representing—

(i) the Central Government;

(ii) the Dock workers; and

(iii) the employers of dock workers and shipping companies.

(2) The Chairman of the Board shall be nominated by the Central Government from among the members representing the Government and there shall be a whole-time Deputy Chairman appointed by the Central Government in the Ports of Bombay and Calcutta on such terms and conditions as the Central Government may determine.

(3) The persons representing respectively the dock workers and the employers shall be appointed after consulting such Association of persons as appear to the Central Government to be representative of such workers and such employers.

4. **Term of office of members.**—(1) A member other than a member representing the Central Government shall hold office for a period of three years from the date of the notification appointing him as a member and shall be eligible for re-appointment:

Provided that an outgoing member shall continue in office until the appointment of his successor is notified in the Official Gazette:

Provided further that a member appointed to fill a casual vacancy shall hold office for the unexpired portion of the term of the person in whose place he is appointed.

(2) A member representing the Central Government may be appointed either by name or by virtue of his office. Every such member shall hold office during the pleasure of the Central Government.

(3) A member other than a member representing the Central Government may resign his office by a letter under his hand addressed to the Chairman.

(4) If a member proposes to proceed out of India, he shall, before doing so intimate to the Chairman, the proposed date of his departure from, and of his return to, India and, if he intends to be absent from India for a period exceeding six months, he shall tender his resignation.

(5) A member shall be deemed to have vacated his office:

(i) if he proceeds out of India without complying with the provisions of sub-rule (4); or

- (ii) if he becomes insolvent; or
- (iii) if he is convicted of an offence which, in the opinion of the Central Government, involves moral turpitude; or
- (iv) if he is absent from three consecutive ordinary meetings of the Board without leave of absence from the Chairman; or
- (v) if, in the opinion of the Central Government, a member who was appointed to represent dock workers or employers of dock workers and shipping companies ceases to be representative of dock workers or their employers or the shipping companies, as the case may be; or
- (vi) if, in the opinion of the Central Government, it is for any other reason not desirable that he should continue to be a member.

Every vacancy under this rule shall be notified in the Official Gazette.

6. Suspension from membership.—If, on a report from the Chairman and after such inquiry as it may deem necessary, the Central Government is of opinion that a body or association which is represented on the Board has acted or is acting in a manner pre-judicial to the working of the Scheme or to the attainment of its objective, it may after giving an opportunity to that body or association to be heard by order suspend the representation of that body or association until such time or for such period as may be specified in such order.

7. Allowances for non-official members.—There shall be paid to the non-official members of the Board such fees and allowances as may, subject to the approval of the Central Government, be determined by the Board from time to time.

8. Meetings of the Board.—(1) The Chairman (and in his absence the Deputy Chairman in the Ports of Bombay and Calcutta) shall preside over every meeting. If besides the Chairman, the Deputy Chairman is also absent, or there is no Deputy Chairman, the members present shall elect one of them to preside over the meeting and the member so elected shall at that meeting exercise all the powers of the Chairman.

(2) The quorum for and the procedure at meetings, of the Board shall be such as the Board may from time to time determine.

(3) If any question arises for the decision of the Board it shall be decided by vote of the majority of the members present and voting, and in case of equality of votes, the Chairman shall have a second or a casting vote.

(4) The Chairman may invite any person to be present at any meeting and to participate in the discussion but such a person shall not be entitled to vote.

[No. 528/35/62-Fac(i).]

R. C. SAKSENA, Under Secy.

New Delhi, the 1st June 1962

S.O. 1811.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Bank of Bihar Limited and their workmen.

(Award)

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 66 of 1961

Employers in relation to the Bank of Bihar Ltd.

AND

Their workmen.

Dhanbad, Dated the 25th May, 1962.

PRESENT:

Shri Salm M. Merchant, B.A.L.L.B., Presiding Officer.

APPEARANCES:

For the Employers: Shri Badri Narayan Mehrotra, Supdt. of Branch, the Bank of Bihar Ltd.

For the Workmen: Shri P. C. Varma, President, with Shri R. N. Prasad, General Secretary, and Shri Chandra Kishore, Executive Member, Bank of Bihar Employees' Association.

STATE: Bihar.

INDUSTRY: Banking.

AWARD

The Government of India, Ministry of Labour and Employment's order No. 10(68)/60-LR.IV, dated 11th August, 1961, made in exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, (XIV of 47), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order to me for adjudication.

SCHEDULE

"Whether having regard to the duties performed by him, Shri Mahendra Prasad is entitled to any special allowance under paragraph 164(b) of the award of the All India Industrial Tribunal (Bank Disputes) as modified by the decision of the Appellate Tribunal in the manner referred to in Section 3 of the Industrial Disputes (Banking Companies) Decision Act, 1955 and if so, how much and from what date."

2. The dispute concerns the claim for payment to Shri Mahendra Prasad, an employee of the Bank of Behar, of a special allowance under para 164(b) of the award of the All India Industrial Tribunal (Bank Disputes), as modified, Prasad is admittedly working as Secretary of the Bank of Behar Employees' Provident Fund Trust (workmen) since 4th August, 1959. In order to appreciate the respective contentions of the parties in this dispute it is necessary to give a brief account of the service of Mahendra Prasad with this bank.

3. It is admitted that on 16th December, 1948, Prasad was appointed as a clerk in the branch office of the bank at Jamalpur on a basic salary of Rs. 40 per month and Rs. 30 as dearness allowance. He was transferred to the Patna Branch of the bank with effect from 25th July, 1949, where his basic salary was Rs. 50 per month and he was entitled to D.A. of Rs. 35 per month.

4 It is admitted that there is a provident fund of the employees of the Bank of Behar. Formerly there was a combined provident fund for both officers and workmen. But there seems to have been a separation in or about 1956, when a separate provident fund was created for the workmen. It appears that prior to 27th April, 1959, one K. N. Varma, who was a supervisory officer in the bank of Behar's Head Office at Patna, was working as the secretary of the Board of Trustees of the Provident Fund (workmen), but that he tendered his resignation at that time. It appears from the proceedings of the meeting of the Board of Trustees of the Provident Fund (workmen) held on the 27th of April, 1959 (Exhibit W.2), that it was decided to accept the resignation of Shri K. N. Varma as Secretary of the Provident Fund and to appoint Mahendra Prasad of Patna Branch of the Bank in his place. It was the suggestion of the Chairman of the Board of Trustees that the resignation of K. N. Varma be kept in abeyance for 10 to 15 days to enable M. Prasad first to get acquainted with the work of Secretary and this was unanimously accepted. It is also admitted that since 4th August, 1959, Mahendra Prasad took over complete charge as Secretary of the Board of Trustees Provident Fund (workmen) and this is the date from which the Union claims payment of the special allowance of Rs. 40 per month to him.

Now, the union claims that whilst working as secretary of this Provident Fund Trust, M. Prasad has been entrusted with and is performing the duties of authentication of balances, passing of vouchers, attending to and signing the correspondence to be released from this department and exercising general supervision over the work in the Provident Fund (workmen) and the work of the other clerical and subordinate staff posted and working in the Provident Fund section.

According to the union this work entails greater skill, vigilance and responsibility than the work of an ordinary clerk and is supervisory in nature and consequently Mahendra Prasad is entitled to receive the special allowance prescribed by para 164(b) of the Sastry Award as modified by the decision of the LAT and in the manner referred to in Section 3 of the Industrial Disputes (Banking Companies) Decision Act 1955 now popularly known as the modified Sastry Award.

Para 161 of the Sastry Award deals with the grant of special allowance for certain clerical posts As observed by the Sastry Award:—

"We have laid down the scales of pay and dearness allowance for clerical and subordinate staff doing ordinary duties as such. There are, however, posts in these grades for which an incumbent requires special qualifications, or skill for the efficient discharge of his duties. An extra payment in such cases is necessary by way of recognition and compensation for these special skill or responsibility."

Under para 164(b) of its award the Sastry Tribunal prescribed certain special allowances for supervisory work and for a C class bank, in which class the Bank of Behar Ltd admittedly falls, the special allowance under para 164(b) for supervisory work is fixed at Rs 40 per month and the union's claim is that as Mahendra Prasad's work as Secretary of the Provident Fund (Workmen's) section since 4th August, 1959, involved higher skill and responsibility and supervision work, he is entitled to the payment of the special allowance of Rs. 40 per month prescribed by para 164(b) of the Sastry's Award, since that date

This claim was first put forward by Prasad by his letter dated 25th September, 1959, in which he stated that since he took over charge from R. N Varma as Secretary of the Provident Fund Section (Workmen) on 4th August, 1959, he was discharging the duties and responsibilities of a higher type of clerical work which required him to do certain amount of checking and supervision of the Provident Fund Section He, therefore, claimed that he may be paid the allowance provided for by para 164(b) of the Sastry award There was no reply to this letter, till on 17th November, 1959, when the Bank of Behar Ltd Employees Association (hereinafter referred to as the Association) addressed a letter to the General Manager of the Bank on behalf of Mahendra Prasad in which the claim was reiterated In the concluding paragraph of that letter the General Secretary of the Association stated:

"We would like to point out the nature of duties being performed by Mahendra Prasad has already been accepted by the Bank to be of a higher nature and therefore would request you to sanction him the special allowance with retrospective effect or otherwise at least enlighten us with your views on the case"

On 27th November, 1959, Shri B. N Mehrotra, Superintendent of Banks, replied on behalf of the Bank to Mahendra Prasad's letter that from the records it was found that he had been posted as clerk in the Provident Fund Trust (workmen) and as such, "the question of any additional allowance does not arise at present" On 15th December, 1959, the Association again addressed the General Manager with reference to the Bank's letter of 27th December, 1959, characterising the Bank's rejection of the claim of Mahendra Prasad as being unjustified and untenable

The Association argues that the special allowance was prescribed by the Sastry Award for clerks whose duties are higher than the duties of ordinary clerks and the discharge of which require better skill and more responsibility. According to the Association the duties performed by Mahendra Prasad as Secretary of the Provident Fund (workmen) requires both higher skill and responsibility than the duties of ordinary clerk and was also of a supervisory nature. At the same time, the Association addressed a letter inviting the intervention of Regional Labour Commissioner (Central), Dhanbad Conciliation proceedings followed and resulted in failure, and it appears from a letter addressed by the Under Secretary to the Government of India, Ministry of Labour and Employment to the parties that the Government was then of the opinion that the dispute was not fit for reference to adjudication to a Tribunal, because Mahendra Prasad had been appointed as Secretary of the Trust by the Board of Trustees and it was felt that it would be more appropriate if the payment of the allowance was made by the Board of Trustees. To this, the Assistant Secretary of the Association by his letter dated 25th August, 1960, pointed out that though Mahendra Prasad is working in the Provident Fund Section, he continued to be an employee of the Bank and was paid by the Bank for working as Secretary of the Provident Fund. Upon the consideration of this representation the Government appears to have changed its mind and thereafter after some further correspondence, the Government was pleased to refer this dispute to the Tribunal by its order dated 11th August, 1961, made under Section 10(1)(d) of the Industrial Disputes Act, 1947, as stated at the outset.

The bank in opposing this claim has stated that Mahendra Prasad is not entitled to the special allowance under para 164(b) of the Sastry Award because no

part of his work or duties qua Secretary of the Provident Fund (workmen) has any relation to the business of the Bank, nor have any been entrusted by the Bank to him for performance; that under the Trust Deed the Trustees are in sole charge of the administration of the fund and it was only by way of internal arrangement for the better administration of the fund that certain supervisory duties have been assigned to Mahendra Prasad; but so far as the Bank is concerned, it had merely lent the services of a clerk to the Trustees and had at no point of time assigned or entrusted any supervisory work to him and as such it could not be said that he was performing the duties and functions of a supervisory character as the Bank's employee in the business of the bank; that the fact that the bank was under an obligation to pay the administrative charges of the Provident Fund Trust, did not enable the Bank to exercise any control over the administration of the fund or over the duties or functions performed by one or the other persons looking after the administration of the fund; as far as the Bank is concerned Mahendra Prasad continues to be a clerk because it is the services as a clerk which had been lent to the Provident Fund; that the terms of para 161 of the Sastry Award shows that the Tribunal was there dealing with cases of incumbents while working as clerks in the business of the bank and under the direct control of the bank, who displayed special qualifications or skill; and that the provisions of Para 161 did not apply to an employee whose services had been lent to a different entity wherein he was made to discharge functions requiring the same amount or greater skill and responsibility than those of an ordinary clerk.

In effect, therefore, whilst the Bank does not deny that Mahendra Prasad as Secretary of the Provident Fund (workmen) was doing more skilled and responsible work than an ordinary clerk and was also doing supervisory work, it denies its liability to pay the special allowance under para 164(b) of the Sastry Award, because these duties were not being discharged by Mahendra Prasad in doing the Bank's work and that as far as the Bank was concerned, it had lent to the Provident Fund (workmen) only the service of a clerk and it had no control or supervision over Mahendra Prasad in the Provident Fund.

I am not impressed by these contentions of the bank. It is no doubt true that the Bank of Behar Limited Provident Fund (workmen), is a separate legal entity. But it is admitted that all the expenses of the administration of the Provident Fund are as a matter of fact met by the Bank. It is admitted that all the clerks attending to the work of the administration of the Provident Fund are employees of the Bank and their terms and conditions of service are governed by the directions contained in the Sastry Award, as amended. It is not denied that Mahendra Prasad when he was appointed as Secretary of the Provident Fund Trust, was an employee of the Bank and he has continued to be an employee of the Bank even after his services were transferred to the Provident Fund Trust. As long as he continued to be an employee of the Bank he continued to be governed in the matter of the terms and conditions of his service and in the matter of his remuneration by the terms of the Sastry Award. There is not the least doubt in my mind that the Bank was well aware when his services were transferred to the Provident Fund Trust that he was to do the work of the Secretary of the Provident Fund in place of Shri K. N. Varma another employee of the Bank—who retired from the post of Secretary at that time. This is made abundantly clear by Exhibit W.2 I am of the opinion that under the Sastry Award it is the liability of the Bank to pay its employees who may be working in the Provident Fund Section, with the same wages and allowances as are prescribed by the Sastry Award. It is not to be forgotten that the Provident Fund Trust was created by the Bank and functions essentially for the benefit of the employees and it is also clear that the Bank exercises effective control over the administration of its Provident Fund. I may here state that clause (d) of the Trust Deed of the Provident Fund provides that the General Manager or the Chief Executive Officer of the Bank by whichever name designated shall always be one of the Trustees of the Provident Fund. I am satisfied that for all practical purposes, the Provident Fund is virtually another department of the Bank. Otherwise, it is difficult to understand how the services of the employees could be validly and legally transferred by the Bank to the Provident Fund. The fact that the Trust has a separate legal entity cannot in my opinion deprive the employees of the Bank working in the Provident Fund department and who discharge the higher supervisory duties and who are otherwise entitled to it from getting the special allowance prescribed by Section 164(b) of the Sastry Award, as long as they continue to be the employees of the Bank and are paid by it.

The Bank has taken the stand that it has no control over the employees working in the Provident Fund Section, but it is clear from the four memos filed

on behalf of the Association [Exhibits W-1(a), (b), (c) and (d) collectively] that the Superintendent of Branches of the Bank exercises administrative control over the staff of the Provident Fund, including the Secretary of the Provident Fund. These memos show that overtime work in the Provident Fund Section was sanctioned by the Superintendent of branches who at that time happened to be Mr. B. N. Mehrotra, who represented the Bank in the proceedings before me; that the posting of clerks in the Provident Fund (workmen) section was controlled by the Superintendent of Branches; that the sanction of overtime work even by the Secretary of the Provident Fund was subject to the sanction of the Superintendent of Branches. This would show that for all administrative purposes, the Provident Fund Trust was treated as another department of the Bank.

Now, in the statement filed by the Bank the duties which the Association claims Mahendra Prasad is discharging have not been challenged. It is clear from the statement made in the previous correspondence and in the written statement of the union that as Secretary of the Provident Fund Trust Mahendra Prasad has been discharging the duties which require special skill and responsibility and there is no doubt that his duties are also supervisory. For supervisors the Sastry Award by para 164(b) item No. 9 has provided a special allowance of Rs. 40 per month in C class banks. This bank is a class C Bank and therefore under item 9 of para 164(b), Mahendra Prasad would, in my opinion, be entitled to a special allowance of Rs. 40 per month.

Shri Mehrotra appearing for the Bank urged two subsidiary objections against the grant of this special allowance to Mahendra Prasad. He argued that if this special allowance is granted, it would create difficulties with regard to the promotion of supervisors on seniority basis. I am afraid there is no real difficulty in this, in as much as Mahendra Prasad will continue to get this special allowance as long as he continues to be Secretary of the Provident Fund Trust (workmen) and when he is transferred back, he will go back to his clerical cadre in the Bank.

Next, the Bank urged that the question of revision of the special allowance sanctioned by the Sastry Tribunal was under consideration of the National Tribunal (Bank Disputes) which is expected to give its award shortly. I do not see what is the difficulty in adjudicating upon the present reference, because the allowance claimed by Mahendra Prasad is under the provisions of the Sastry Award, which still continues to govern the Banks and their employees.

In the circumstances, I am satisfied that Mahendra Prasad is entitled to special allowance of Rs. 40 per month from 3rd August, 1959, under the provisions of Section 164(b) of the Sastry Award as amended and I direct that the arrears of special allowance payable at the rate from 4th August, 1959 should be paid to him within one month of the award becoming enforceable.

I award Rs. 100 as costs to the Association and further record that the Bank has agreed to treat the 3 representatives of the Association who attended the hearing of this dispute at Dhanbad as on leave on Friday the 18th May, 1962.

DHANBAD,
25-5-1962.

SALIM M. MERCHANT, Presiding Officer,
Central Government Industrial Tribunal, Dhanbad.
[No. 10(68)/60-LRIV.]

ORDERS

New Delhi, the 2nd June 1962

S.O. 1812.—Whereas, the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Central Bank of India Limited, and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Delhi, constituted under section 7A of the said Act.

SCHEDULE

- (1) Whether in the matter of appointment as Junior Officer the supersession of Shri Hotchand T. Raisinghani, clerk in the Bank was justified and, if not, to what relief is he entitled?
- (2) Whether the action of the Bank in discontinuing the payment of checking allowance of Rs. 10/- per mensem to Shri Hotchand T. Raisinghani with effect from the 5th February, 1962 is justified and, if not, to what relief is he entitled?

[No. 51(20)/62-LRIV.]

New Delhi, the 4th June 1962

S.O. 1813.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the All India General Insurance Company Limited and their workmen in respect of the matter specified in the Schedule hereto annexed;

And whereas, the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under section 7A of the said Act.

SCHEDULE

Whether the demand of the employees for introduction of a gratuity scheme in the company should be accepted and, if so, what should be its provisions?

[No. 70(10)/62-LRIV.]

P. R. NAYAR, Under Secy.